PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Attorney Docket No. 05-500-B

in re App	olication of:)	
Ju	ing Hee Park)	Examiner: TBA
	onal Application I	No.: PCT/KR05/00133) 10/585,586)	Group Art Unit: TBA
)	Confirmation No.: 4450
	onal Filing Date:	January 14, 2005)	
U.S. Filin	ig Date:	July 11, 2006)	
For:	ATM Switche	ed Router For)	
	Transmitting	IP Packet Data)	

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. § 1.47(b) BY PERSON HAVING PROPRIETARY INTEREST TO FILE APPLICATION ON BEHALF OF INVENTOR WHO WE HAVE BEEN UNABLE TO LOCATE

Dear Sir:

Pursuant to 37 C.F.R. § 1.47(b), UTStarcom, Inc., the owner of *UTStarcom Korea Limited*, and the assignee in fact of the above-identified patent application, submits this Petition and respectfully requests the U.S. Patent Office to allow UTStarcom, Inc, to make the Application on behalf of inventor Jung Hee PARK who we have been unable to locate.

This Petition is being submitted with:

- (i) Declaration and Power of Attorney signed by Robert J. Irvine, III, a person authorized by UTStarcom, Inc to sign on its behalf;
- (ii) Statement Establishing Proprietary Interest By Person Signing on Behalf of Nonsigning Inventor and Statement Under 37 C.F.R. § 3.73(b);

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- (iii) Declaration in Support of Petition Under 37 CFR 1.47(b) By Person Having Proprietary Interest to File Application on Behalf of Inventor, signed by Joo-Young Kim;
- (iv) Memorandum of Law in Support of Petition Under 37 CFR 1.47(b) By

 Person Having Proprietary Interest to File Application on Behalf of Inventor,
 including exhibits, signed by Joo-Young Kim; and
- (v) Declaration in Support of Petition Under 37 CFR 1.47(b) By Person Having Proprietary Interest to File Application on Behalf of a Nonsigning Inventor, including exhibits, signed by Jiwon Lim.

The last known address of inventor Jung Hee PARK, who is a citizen of Korea, is:

San 136-1 Ami-ri, Bubal-eub Icheon-si, Gyeonggi-do 467-860 Republic of Korea

UTStarcom, Inc. respectfully submits that it has been unable to locate inventor Jung Hee PARK. Every attempt to obtain Jung Hee PARK's signature has been unsuccessful. As evidenced by the accompanying declaration of Jiwon Lim, continuous and diligent efforts have been made to obtain Jung Hee PARK's signature on declarations for this case. Based on such diligent efforts to obtain Jung Hee PARK's signature on the declaration for this case, and based on the fact that, even without Mr. PARK's signature, UTStarcom, Inc. is the owner of the present application, as demonstrated by Joo-Young Kim's Memorandum of Law in Support of Petition Under 37 CFR 1.47(b) By Person Having Proprietary Interest to File Application on Behalf of Inventor and Joo-Young Kim's Declaration in Support of Petition Under 37 CFR 1.47(b) By Person Having Proprietary Interest to File Application on Behalf of Inventor (attached), we believe that the requirements of 37 C.F.R. § 1.47(b) and MPEP § 409.03 have been met.

Filing of the application without Oath or Declaration executed by Jung Hee PARK is necessary to preserve the rights of Applicant UTStarcom, Inc. Applicant UTStarcom, Inc. will suffer irreparable harm if not allowed to apply for a patent for the above-referenced

Application because the United States Patent and Trademark Office will hold the present Application abandoned if it is without an executed Oath or Declaration.

This Petition is being submitted with the fee set forth in 37 C.F.R. § 1.17(g), which is currently set at \$ 200.00.

Respectfully submitted,

Date: <u>June 15, 2007</u>

Robert J. Irvine, III Reg. No. 41,865

McDonnell Boehnen Hulbert & Berghoff LLP

300 South Wacker Drive, Ste. 3100

Chicago, II 60606 Tel: 312 913 – 0001

Fax: 312 913 – 0002

Case No.: 05-500-B

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION FILED UNDER 37 CFR 1.47(b) and USC §118

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA

the specification of which is attached hereto unless the following space is checked:

was filed on July 11, 2006 as United States Application Serial Number 10/585,586.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 (including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application).

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

	<u>Number</u>	Country	Day/Month/Year Filed
1.	PCT/KR2005/00133	PCT	14 January 2005
2.	10-2004-002981	Korea	15 January 2004

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Number Filing Date

1.

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Application Number

Filing Date

1.

I hereby appoint the practitioners associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and I direct that all correspondence be addressed to that Customer Number.

Customer Number: **020306**Principal attorney or agent: Robert J. Irvine, III

Telephone number: 312-913-0001

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Jung Hee PARK

Inventor's signature: Unreachable Date:

Residence: San 136-1, Ami-ri, Bubal-eub, Icheon-si, Gyeonggi-do 467,860, Republic of Korea

Residence: San 136-1, Ami-ri, Bubal-eub, I Citizenship: Republic of Korea

Post Office Address: San 136-1, Ami-ri, Bubal-eub, Icheon-si, Gyeonggi-do 467,860, Republic of Korea

I, Robert J. Irvine, III hereby declare the following:

- 1. I am a citizen of the United States of America, residing at 719 Sigmund Road, Naperville, IL 60563.
- I am authorized by the assignee, UTSTARCOM KOREA LIMITED, for whom I am an attorney, to sign this declaration on its behalf.
- 3. By virtue of this proprietary interest, I sign this declaration on behalf of and as agent for Jung Hee Park, the inventor who has refused to sign.
- 4. Upon information and belief, I aver the named inventor or inventors to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought.
- 5. Upon information and believe, I aver those facts that the inventor is required to state.

Robert J. Irvine

Date: June 15, 2007

PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE

	(Altorney Docket No.)	J3-3UU-D)
In re Application of:)	
Jung Hee Park))	Examiner: TBA
.,	10/585,586)	Group Art Unit: TBA Confirmation No. 4450
nternational Filing Date: Janu	ary 14, 2005)	
U.S. Filing Date: July 1	11, 2006)	
For: ATM Switched Router IP Packet Data	For Transmitting)	

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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STATEMENT ESTABLISHING PROPRIETARY INTEREST BY PERSON SIGNING ON BEHALF OF NONSIGNING INVENTOR AND STATEMENT UNDER 37 C.F.R. § 3.73(B)

UTStarcom, Inc. has a sole proprietary interest in the present application. The invention was originally assigned by inventor to Hyundai Syscomm on November 30, 2002, as part of Hyundai Syscomm's employee invention compensation policy, and was filed as Korean National Application Number 2004-0002981 (Exhibit A). On April 27, 2004, UTStarcom, Inc., through its wholly owned subsidiary in Korea, UTStarcom Korea Limited, acquired Hyundai Syscomm's Intellectual Property Portfolio, including the rights to the above-referenced application, corresponding to Korean National Application Number 2004-0002981 (Exhibit B, page 46 of 46, entry number 1324). I establish this proprietary interest by attaching a copy of the assignment of this invention by the nonsigning inventor to Hyundai Syscomm, Inc. as recorded with the U.S. Patent and Trademark Office, and a copy of the

assignment of this invention by Hyundai Syscomm, Inc. to UTStarcom Korea Limited as recorded in the Patent and Trademark Office (Exhibit B). As such, UTStarcom, Inc. is presently the assignee and owner of the rights to the above-referenced application.

This STATEMENT ESTABLISHING PROPRIETARY INTEREST BY PERSON SIGNING ON BEHALF OF NONSIGNING INVENTOR is made by Robert J. Irvine, III, a person authorized to act on behalf assignee UTStarcom, Inc.

Respectfully submitted,

Date: <u>June 15, 2007</u>

Robert J. Irvine, III

Registration No.: 41,865

McDonnell Boehnen Hulbert & Berghoff LLP

300 South Wacker Drive, Ste. 3100

Chicago, II 60606 Tel: 312 913 - 0001 Fax: 312 913 - 0002

EXHIBIT A



UNITED STATES PATENT AND TRADEMARK OFFICE

COPY

Facsimile Transmission

To:

Name:

MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP

Company:

300 S. WACKER DR., STE. 3100

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ASSIGNMENT SERVICES BRANCH

Voice Phone:

571-272-3350

37 C.F.R. 1.6 sets forth the types of correspondence that can be communicated to the Patent and Trademark Office via facsimile transmissions. Applicants are advised to use the certificate of facsimile transmission procedures when submitting a reply to a non-final or final Office action by facsimile (37 CFR 1.8(a)).

Fax Notes:

Pg# Description

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United States Patent and Trademark Office

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUNE 15, 2007

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MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP 300 S. WACKER DR., STE. 3100

ROBERT J. IRVINE CHICAGO, IL 60606

* 500296830A*

DOC DATE: 11/27/2002

UNITED STATES PATENT AND TRADEMARK OFFICE NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 06/15/2007 REEL/FRAME: 019435/0752 NUMBER OF PAGES: 14

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS). DOCKET NUMBER: 05-500-B

ASSIGNOR:

PARK, JUNG HEE

ASSIGNEE:

HYUNDAI SYSCOMM, INC.

SAN 136-1, AMI-RI, BUBAL-EUB,

ICHEON-SI

GYEONGGI-DO, REPUBLIC OF KOREA

467-701

SERIAL NUMBER: 10585586 FILING DATE: PATENT NUMBER: ISSUE DATE:

TITLE: ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA

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PATENT ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1 06/15/2007 500296830

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NEW ASSIGNMENT

NATURE OF CONVEYANCE:

ASSIGNMENT

CONVEYING PARTY DATA

Name	Execution Date
Jung Hee Park	11/27/2002

RECEIVING PARTY DATA

Name:	Hyundai Syscomm, Inc.
Street Address:	San 136-1, Ami-ri, Bubal-eub, Icheon-si
City:	Gyeonggi-do
State/Country:	KOREA, REPUBLIC OF
Postal Code:	467-701

PROPERTY NUMBERS Total: 1

Property Type	Number
Application Number:	10585586

CORRESPONDENCE DATA

Fax Number:

(312)913-0002

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Phone:

312-913-0001

Email:

docketing@mbhb.com

Correspondent Name:

McDonnell Boehnen Hulbert & Berghoff LLP

Address Line 1:

300 S. Wacker Dr., Ste. 3100

Address Line 2:

Robert J. Irvine

Address Line 4:

Chicago, ILLINOIS 60606

ATTORNEY DOCKET NUMBER:

05-500-B

NAME OF SUBMITTER:

Robert J. Irvine

Total Attachments: 12

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HYUNDAI SYSCOMM

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Under the provisions of the employee's invention compensation policy, I request to proceed with the filing/registration of my invention								·									
its rig	hts for	domesi	tic and inte	rnational registra	tions.												
	ı	itle of t	I Function to test IP packet transmission between HAMN-5 switched routers by means of FNI A and IFCA														
<u>or</u>	Summary of the Invention The present invention provides the following functions: 1. To test if data transmission/reception functions of ENLA and IFCA are normally operated between HAMS-5 switcher routers; 2. To transmit IP packets when IFCA-ENLA and ENLA-IFCA links are set up between systems; and, 3. To transmit IP packets when ENLA-IFCA-SOLA and SOLA-IFCA-ENLA links are set up between systems.									S-5 switched							
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	< Evaluation o	f the Invention>			
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İ		Simple technology			□ 1 point
ŀ	Technology	Slightly higher technology	図 3 point		
		Advanced technology		☐ 5 point	
		Theoretically possible to implement, but has no plan for testing		□ 1 point	
	Possible	Developments in related technologies are required first for testing	3		□ 2 point
	Implementation	Currently testing or planning to test			☐ 3 point
		Tested and obtained satisfactory results (Attach Documents)			☐ 5 point
		Preparing or currently implementing into one's business			☑ 7 point
	Effects		□ 3	図 2 □ 1 point	
am		Defending the rights in disclosing the technology			☐ 1 point
1 Te	Importance	Adaptable (or scheduled) for mass production	-		図 3 point
tior		Absolutely necessary to obtain exclusive technology			☐ 5 point
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Statement by Manager of Invention Team	Impleme * The Eva	e is necessary for those inventions that are rated 5 or 7 points in the entation." luation Result should be filled in only after completing the Evaluat r Foreign Filing>		of "Poss	ibility for
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	Primary Inventor	Name	ame (Chinese) 朴 正 禧			sition	sw	Employee ID No.	H26771	Tel (8040)	
			(English) Park Jung He	e	R	esiden	e ID	74	10320-122	2320	
		E-mail	mirine@hysyscomm.com	Addı	ress San 136-1, Ami-ri, Bubal-eub, Icheon-si, Gyeonggi-do 467-701					Signature	signed
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 The full address and e-mail address are required.
 Write the full name in English. Note:

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재 사 항	본발 발표		!	■ 미발표 □ 발표예정 □ 旣발표 ※旣발표 또는 발표 예정인 경우 발표(예정)일과 관련논문등 기입 요망 [발표(예정)일:2000년 월 일. 관련논문:]								
	선행특	허자료	국 내 외 국								-	J
	출원	완급	보 등□ 지 등	롱 급>(일이니	표)	지급출 이 <i>위</i>	- 1		,		
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LOTA PERMANANTAN P

	< 발명	명가내용 >				
	구 분	내 용	평가점수			
		단순 조합 기술임	□ 1점			
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ļ		고도의 수준을 요하는 기술임	□ 5점			
		이론상 실현은 가능하나, 실험계획은 없슴	□ 1점			
		테스트 하려면 관련기술의 발전이 요구됨	□ 2점			
	실현가능성	테스트중이거나 예정임	□ 3점			
		양호한 테스트 결과 얻음(자료첨부 가능)	□ 5점			
		현재 사업화 준비중 또는 실시중임	① 7점			
발	효 과	개선된 효과의 수준은?	□ 0H D 0H □ 4H			
명	H 15	(공정 단순화, Yield, Cost 등의 측면)	□ 3점 12 2점 □ 1점			
실		기술공개로 타사 권리확보를 방어하는 수준임	□ 1점			
장	발명중요도	양산에 적용(예정) 가능한 발명임	₽´3점			
וכ		반드시 필요한 독점 기술임	□ 5점 .			
재		평가결과 대표	(/() 점			
사 항	주)※상기	l 발명 평가표는 반드시 실장이 직접 기재하시기 바랍L	ICI.			
		현가능성"란에서 5점,7점에 해당된 발명은 증빙 자료가				
		l를 완료하신후 평가결과를 기입 바랍니다.	•			
	< 외국출	원 평가내용 >				
	발명의	* 적용제품:	★복수제품에 적용되는 경우 전부			
	적용제품	*관련기술:	기재하시기 바라며, 향후 적용			
	현 황	*적용시기:	제품경우 예상시점을 기재요망			
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	:	□ 필요 없음	2순위			
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	평가내용	<u>기술적측면</u>	4순위 5순위 6순위			
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	평가내용	<u>기술적측면</u>	4순위 5순위 6순위 7순위 8순위 평가자 성명:			
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	발명자 인적사항			(한문) 차 正禧			직위	사원	4	사번	H26771	TEL ((8	3040)
				(영문) Park Jung Hee		주민등록No 740320-1222		40320-122232	320					
			E-mail	mirine@hysyscomm.com	주소	(467-7	01) 경기	도 이천시	부발	을 아미리	산 136-1	서 :	경	sign of the
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				(영문)			주민동	롤록No			-			
			E-mail		주소	(-)					서 명	3	

^{㈜1.}주소는 상세히 기재하시고, E-mail은 반드시 *회사계정*으로 기재하시기 바람.

^{2.}영문기재시 Fullname을 기재하시기 바람.

발명의 명세서

1. 발명의 명칭

발명의 실질적 내용에 대해 가장 적절히 표현할수 있는 명칭을 간결하고 명확하게 기재하되 약자는 가급적 피해주시기 바람.

HAMS-5 switched router의 IFCA(Ip Forwarding Control Board Assembly)-ENLA(Ethernet Link Board Assembly) <-> ENLAEthernet Link Board Assembly)-IFCA(Ip Forwarding Control Board Assembly) 를 통한 IFCA의 ROUTE기능과 ENLA의 Enternet switching기능에 의한 IP 서비스

2. 발명의 상세한 설명

1)산업상의 이용분야

型 医全球性 电电子电路 医克里特氏病 医电子

발명이 무엇에 관한 것이며,어느 기술분야에 적용되는지를 기재하고,타 기술 분야에서도 활용이 가능하면 그 기술분야도 기재하시기 바람.

- 1. 위 발명은 IP 서비스 기능을 이용한 HAMS-5간의 각 node들 간에 Enternet 서비스를 수행.
- 2. HAMS-5기능들중에 Ethernet서비스를 할 수 있도록 Router사이에 Ethernet관련 서비스에 적용된다.
- 3. Router끼리 Ethernet으로 Path를 설정하지 않고 Atm으로 Path를 연결하여 보다 빠르고 다양한 서비스 제공이 가능하다.

2)종래기술의 설명 및 그 문제점

- *본 발명이 속하는 기술분야에서 본 발명과 연관되는 종래기술이 어떻게 실시되는지 기술적 구성이나 개요를 비교적 상세히 설명하고,그 문제를 기재하기 바람.
- *본 발명과 관련된 참고문헌이나 특허공보가 있으면 문헌명이나 공보번호를 기재하고, 그 자료를 본 명세서에 첨부하시기 바람.

종래의 기술은 ENLA 자체, 또는 IFCA 자체에 대해 기능 시험을 하는 단계였다.

자체 기능도 되지 않는 상황이었고 이와 같은 경우에 ENLA 자체내부 디바이스.

IFCA 내부 디바이스에 대한 검증만 수행한다.

이로 인해 ENLA, IFCA간에 연결되는 경로는 검증하지 못하는 제한이 있다. 그리고 실질적인 Ethernet 서비스 기능을 시험하지 못하는 제약이 있다.

3)종래 문제점을 해결하기 위한 본 발명의 기술적 원리

- *본 발명에서 상기와 같은 기술적 문제점을 어떻게 해결하고 있는지 그 해결책의 요지만을 기재하고, 그 상세한 설명은 다음항에 기재하기 바람.
- *어떤 효과를 지닌 어떤기술을 사용하여 어떤 문제점을 해결하였다는 등
- 1. 종래의 기술적 문제를 해결하기 위해 ENLA, IFCA간의 Atm Path 시험 경로를 구성.
- 2. IFCA, SOLA간의 Atm Path 시험 경로 구성.

- 3. MP(Main Processor)에서 네트웍에 대한 정보를 설정하여 IFCA에게 네트웍 정보를 설정.
- 4. ENLA에서 관리 하는 각 Node들의 Mac_Address를 Table로 유지하여 Mac_Switching 기능이 되도록 설정.
- 5. IFCA에서는 ENLA, SOLA와 Atm-Path 연결 설정을 수행하고 네트웍 정보를 구성.
- 6. IFCA 의 Default Routing table을 Sola로 정하여 ATM Path를 통하여 다른 Router로 데이타를 보낼수 있도록 한다.

이를 통해 ENLA-IFCA-SOLA <-> SOLA-IFCA-ENLA 에 이르는 경로에 대한 데이터 전송 기능 수행을 수행한다.

4)본 발명의 구성 및 그 전반적인 동작설명

*본 발명은 본 발명이 속하는 기술분야 또는 연관된 기술분야에 종사하는 기술자라면 누구라도 실시할수 있을 정도로 상세하고도 정확한 표현으로 기재하시기 바람으로 그 때

- IFCA(Ip Forwarding Control Board Assembly)
 - 1.1 메인 프로세서(MP)에서 Router간에 Routing정보를 주고 받을 수 있는 Path를 ENLA 가상의 네크웍 정보를 IFCA에 설정.
 - 1.2 ENLA Port에 연결되는 각 Node들의 GateWay를 설정.
 - 1.3 IFCA가 네트웍 정보를 받아 IP Routing할수 있는 서비스 준비를 하고 ENLA Port에 연결되는 각 Node들의 GateWay를 설정한다.
- 2. ENLA(Ethernet Link Board Assembly)
 - 2.1 ENLA에서는 각 node돌로부터 전달되는 Source Mac_Address를 table로 관리한다.
 - 2.2 ENLA에서 관리하는 Mac_Address table은 timer를 두고 들어 오지 않는 node에 대해서는 Table에서 삭제한다.
 - 2.3 ENLA에서는 IFCA가 보내주는 Packet의 Destination Mac_Address를 보고 어느 Port로 보낼지 판단하여 해당 Mac_Address가 등록된 Port로 Packet을 보낸다.
- 3. 기본적인 동작 예.

IFCA, ENLA의 기본적인 setting이 끝났을때

- 3.1 어느 Node에서 다른 Router의 다른 network를 가진 Node와 통신하고자 한다.
- 3.2 처음에 Node에서 연결하고자 하는 Node에게 Packet을 던진다.
- 3.3 이 Packet은 Enla를 타고 Atm-Switch를 타고 IFCA로 들어 간다.
- 3.4 IFCA는 가지고 있는 Routing table을 참조 하여 어디로 보낼지를 결정한다.
- 3.5 IFCA가 다시 ENLA로 보낸 Packet은 다른쪽 Router의 ENLA로 들어 간다.
- 3.6 Atm-Switch를 거쳐 다시 IFCA로 Packet이 전달되고 IFCA에서는 어디로 보낼지 결정한다.
- 3.7 Packet은 IFCA에서 ENLA로 보내게 된다.
- 3.8 ENLA에는 Packet에 있는 destination mac_address를 보고 Mac_Address Table에서 해당 mac_address를 검색한다.
- 3.9 찾은 mac_address에 해당하는 Port로 Packet을 보내게 된다.

4) 항에서 계속

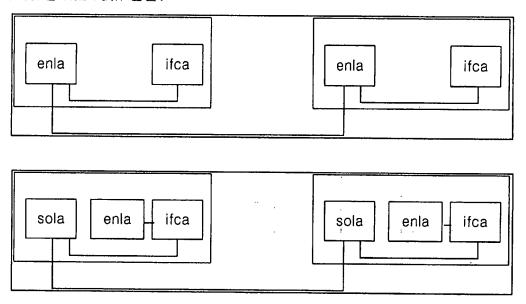
- 4. Router 간에 Atm Path를 통한 Ethernet 서비스.
 - 4.1 LAN Cable을 이용하여 ENLA끼리 연결하는 것이 아니다.
 - 4.2 IFCA에서 Atm Path를 Sola와 연결하여 Router간에는 Sola와 Sola로 Atm Path로 연결을 하게된다.
 - 4.3 ENLA-IFCA-SOLA <-> SOLA-IFCA-ENLA
 - 4.4 초기 보드들이 Setup이 이루어 질때 ENLA, IFCA, SOLA사이의 Atm Path는 default로 잡히게 설정.
- 5. Router간에 Lan-cable연결과 Sola를 통한 Atm Path의 차이.
 - 5.1 Sola를 통한 Atm Path가 Lan-cable을 통한 연결보다 속도가 빠르다.
 - 5.2 5.3에서 나타낸것을 보면 별차이는 없어 보인다. 하지만 ENLA를 거치지 않고 직접 SOLA를 거쳐 IFCA로 가면 중간에 delay를 줄일 수 있다.
 - 5.3

6.

- 5.2.1 Lan-cable을 통한 연결에서 Node상의 경로. Node<->ENLA<->IFCA<->ENLA<->IFCA<->Node
- 5.2.2 Atm Path를 통한 연결에서 Node상의 경로. Node<->ENLA<->IFCA<->SOLA<->IFCA<->ENLA<->Node
- 6.1 ENLA에서 4Port를 하나의 네트웍으로 구성할 수 있다.
- 6.2 ENLA에서 2Port씩 두개의 서브 네트웍으로 구성할 수 있다.

5)본 발명의 다른 실시예

- 4)항에 기재된 본 발명의 주요 실시예 이외에 다른 실시예가 있으면 도면을 도시하고, 그 내용을 실시할 수 있을 정도로 구체화 하여 기재.
- 1. Router간에 Lan cable을 사용하지 않고 Atm Path를 통한 연결을 설정한다. 이렇게 하면 좀 더 속도면에서 향상시킬수 있다.
- 2. Router간 Atm-Path 연결.



6)본 발명의 효과

본 발명과 종래기술과의 구성 및 동작의 차이에서 오는 효과률 구체적으로 기재하고,부수적으로 발생되는 이정도 기재하나,단 기술적인 근거가 없는 막연한 경제적 효과 등은 기재 불필요.

- 1.1 ENLA는 Mac_Switching관련 기능을 수행함으로 기능의 구분및 차후 기능추가의 용이.
- 1.2 IFCA는 Routing관련 기능을 수행함으로 기능의 구분및 차후 기능추가의 용이.
- 1.3 SOLA를 통한 Atm-Path의 연결에 의한 Atm Switched Router간의 Lan-cable연결에 비해 빠른 전송서브시를 제공할수 있다.

3.발명의 권리보호 범위

第一名 医多点皮质 医皮肤的现象形式多种

본 항은 발명의 명세서에 기재된 내용중 권리로서 보호 받고자 하는 사항율 기재하되. 본 발명에 의해 새롭게 창작된 구성 혹은 기능만을 기재함.특히,그중 보호를 받아야할 부분 이나, 또 다른 실시예가 있는 경우 이를 다른 항으로 명확하고,간결하게 기재하시기 바람.

- 1. ENLA, SWITCH, IFCA, SOLA 간 데이터 전송을 위한 경로 설정 및 경로 설정 해제 기능
- 2. 운용자가 원하는 네트웍정보를 입력 받아 라인카드 초기 Setup시 네트웍정보를 받아 네트웍을 구성하는 기능.
- 3. 네트웍 구성시 서브네트웍을 1개 또는 2개로 구성할수 있는 기능.
- 4. 같은 서브네트웍인 경우 IFCA까지 가지 않고 바로 Mac_Switching할수 있는 기능.

4. 도면의 간단한 설명

- ※도면의 도시된 내용에 따라 발명자가 의도했던 내용이 변할수 있으므로 본 발명서에 필요한 도면을 정확하게 표시하여,명세서 뒤에 반드시 첨부하시기 바람.
- ※ ①전자전기회로 관련 출원은 회로도,블록도,FLOW CHART,특성그래프 등이 첨부되어야함.
 - ②기계관련 출원은 전체 구조도,상세 구조도,투시도 등이 첨부되어야 하며,
 - ③공정관련 출원은 전체공정 계통도와 상세공정도 및 특성그래프 등이 첨부되어야 함.
- ※본 항에 예를들에 "제1도는 XXX 회로도,제2도는 ...소자의 단면도… ,"와 같이 기재바람.
- ※도면의 필요한 부분에 대해서는 그 명칭을 본 항 하단부 아래에 기재하시기 바람.

(<예>1:제어부 2:감지부)

- 1. 밑에 있는 도식은 Router간에 ENLA 보드사이에 Lan cable을 이용하여 Router를 연결하여 운용.
- 2.

Node -> Galileo -> SAR(ENLA) -> SAR(IFCA) -> CPU(IFCA) ->
-- Galileo -- CPU(ENLA) -- SAR(ENLA) -- SAR(IFCA) ---> Galileo -- SAR(ENLA) -- SAR(IFCA) -- CPU(IFCA) -Node -- Hub -- Galileo -- CPU(ENLA) -- SAR(ENLA) -- SAR(IFCA) --

Node | GAL | SAR | CPU | SAR | CPU | Node |

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Attorney Docket No. 05-500-B

In re App	olication of:)
Ju	ung Hee PARK) Examiner: TBA
	onal Application No.: PCT/KR05/0013 blication No.: 10/585,586)
Internation	onal Filing Date: January 14, 2005 ng Date: July 11, 2006) Confirmation No.: 4450
For:	ATM Switched Router For Transmitting IP Packet Data))

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

DECLARATION IN SUPPORT OF PETITION UNDER 37 C.F.R. § 1.47(b) BY PERSON HAVING PROPRIETARY INTEREST TO FILE APPLICATION ON BEHALF OF INVENTOR WHO WE HAVE BEEN UNABLE TO LOCATE

Dear Sir:

This Declaration is in support of Petition under 37 C.F.R. § 1.47(b) to allow UTStarcom, Inc. to make the application on behalf of inventor Jung Hee PARK, who we have been unable to locate.

- 1. I, Jiwon LiM, am a paralegal at the law firm Kim & Chang.
- 2. I have first-hand knowledge of the facts recited herein.
- 3. This Declaration is in support of U.S. Patent Application entitled "ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA," filed in the U.S. Patent Office on July 11, 2006 and bearing U.S. Application No. 10/585,586 and International Application No. PCT/KR2005/00133.
- 4. I am a paralegal at the law firm Kim & Chang, located at Hungkuk Life Insurance Building, 9F, 226 Sinmunno 1-ga, Jongno-gu, Seoul 110-786, Korea.

- Kim & Chang represents UTStarcom Korea Limited, a subsidiary of UTStarcom, Inc.
- 6. I am a citizen of Korea, residing at 840-7 Mia-dong, Gangbuk-gu, Seoul 142-820, Republic of Korea.
- 7. On December 1, 2006 I sent a letter, via content-certified mail, including assignment documents and the Inventor's Declaration of Invention, to Mr. Jung Hee PARK's last known physical address (San 136-1, Ami-ri, Bubal-eub, Icheon-si, Gyeonggi-do 467-860, Republic of Korea). (See attached Exhibit 1).
- 8. On December 5, 2006, the content-certified package mailed to Mr. PARK was returned because the address was incorrect. (See attached Exhibit 2). I did not attempt to personally visit Mr. PARK's address, as it is the company address of Hyundai Syscomm, Inc.
- 9. On February 28, 2007, I searched for an e-mail address using the inventor's name and residence identification number in well-known Korean webmail services as well as personal homepage service www.cyworld.co.kr. In order to register for an e-mail address, most of these services require a user to enter his or her full name and residence identification number. These searches resulted in only one complete e-mail address associated with Mr. PARK's residence identification number. (See attached Exhibit 3).
- 10. On February 28, 2007, I sent an e-mail, attaching all U.S. application materials (specification, claims, and drawings) to Mr. PARK's email address, goinha@hanmail.net. (See attached Exhibit 4). I did not receive a response to this e-mail.
- 11. I attempted to find Mr. PARK's phone number using Korea Information Services (KOIS). The Korea Information Service Corporation (KOIS) is essentially the Korean version of "411" and other directory assistance services. An

English version of the website that describes the services that KOIS provides can be found at www.ekois.co/kr/new/eng/main/index.php. (See also attached Exhibit 5). KOIS is the largest and most comprehensive directory service in Korea. KOIS maintains a large database that is searchable for the contact information of listed people and companies. However, much like "411", written confirmation of results is not provided by KOIS, as it is a telephonic service. Korea Information Services confirmed that no number was registered under Mr. PARK's name and his last known address. All efforts to obtain a current address, phone number, or email address, using KOIS have failed to provide new information concerning the whereabouts of Mr. PARK.

- 12. On May 17, 2007, I sent a reminder e-mail to Mr. PARK, and also offered U.S. \$250.00 as compensation for his cooperation in prosecuting this application. (See attached Exhibit 6). I did not receive a response to this e-mail.
 - 13. I believe that I have exhausted all means of contacting Mr. PARK.
- 14. I hereby declare that all statements made herein are of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made under penalty of perjury and that such willful false statements may jeopardize the validity of the specification or any patent issued thereon.

Respectfully submitted,

Jiwon Lin

Date: June 14.2007

Jiwon LIM

Kim & Chang Hungkuk Life Insurance Building, 9F, 226 Sinmunno 1-ga, Jongno-gu,

Seoul 110-786, Korea

MEMORANDUM OF LAW IN SUPPORT OF PETITION UNDER 37 C.F.R. \$ 1.47(b) BY PERSON HAVING PROPRIETARY INTEREST TO FILE APPLICATION ON BEHALF OF INVENTOR

This memorandum of law is in support of Petition under 37 C.F.R. § 1.47(b) to allow UTStarcom, Inc. ("UTStarcom") to make the application on behalf of a non-signing inventor.

BACKGROUND

UTStarcom submitted a Petition under 37 C.F.R. § 1.47(b) to allow UTStarcom to make the Application on behalf of the inventor listed in Schedule A, whom UTStarcom has been unable to locate. The Petition was denied on the grounds that UTStarcom allegedly failed to establish a proprietary interest in the above-referenced U.S. Application.

STATEMENT OF FACTS

All facts in support of the argument and conclusion are set forth in the Declaration of Joo-Young Kim under M.P.E.P. 409.03(f).

ARGUMENT AND CONCLUSION

UTStarcom should be awarded title to the above-referenced U.S. Application because UTStarcom, as the assignee of patent rights to the underlying Korean Application and subsequent patent applications granted by the assignor Hyundai Syscomm Inc. ("Hyundai Syscomm"), is the sole proprietary owner of the U.S. Application.

Under Korean Patent Law, UTStarcom is recognized as the owner of the Korean Application. First, the Korean Intellectual Property Office recognizes UTStarcom as the current owner of the Korean Application as a matter of record. Second, the invention disclosure form executed by the inventor in favor of Hyundai Syscomm, which includes an assignment of the subject matter of the Korean Application from the inventor to Hyundai Syscomm, is more than sufficient to overcome any challenge to UTStarcom's ownership interest.

The Korean Patent Act provides that a patent application of an employee may be filed directly by the employee's company, without an explicit assignment from the employee to the employee's company. Korean Patent Act, Article 42. Unless the examiner or a third party contests the company's right to file the application, the company becomes the owner of the application for all intents and purposes. Thus, even in the absence of an employee-inventor assignment, a Korean Patent Application filed by a company without contest by others is the proprietary owner of the patent rights. See Korean Patent Act, Article 42, Para 1.

In the instant case, Hyundai Syscomm filed the Korean National Application, listed in Schedule A, as the named applicant. The filing of the application was not contested by the Examiner or any third party. Thus, under Korean Law, Hyundai Syscomm became the owner of the Korean application even in the absence of an employee inventor assignment. Subsequently, the Hyundai Syscomm's patent portfolio, including the above-mentioned Korean Application, was assigned to UTStarcom. This assignment was recorded with the Korean Intellectual Property Office, without objection, making UTStarcom the legal owner of the above-mentioned Korean Application.

Under the present circumstances, only the inventor(s) may challenge the legitimacy of Hyundai Syscomm's ownership of the

Korean Application. Korean Patent Act, Articles 34 and 35. However, any challenge by the inventor(s) would fail under Korean Patent Law. The inventor(s) executed an invention disclosure form, which assigns the subject matter of the Korean Application to Hyundai Syscomm. Because the subject matter described in the invention disclosure form is virtually identical to the subject matter contained in the Korean Application, the assignment therein would be deemed by a Korean court of law to assign the Korean Application to Hyundai Syscomm. See In-Chul Choi v. Samsung Electonics Co., Ltd., 2001 Gahap 13977 (Seoul District Court, August 22, 2002) (recognizing the validity of the assignment based on the content in the invention disclosure form despite the absence of a specific application number reference). Thus, even if challenged, the chain of title of the Korean Application would be sustained under Korean Patent Law and UTStarcom would remain the ultimate owner.

This ownership of the Korean Application, in conjunction with the other assignment terms of the acquisition agreement previously submitted, establishes UTStarcom's rights to the subsequent PCT application and U.S. national phase application. Thus, UTStarcom has a proprietary interest in the referenced U.S. Application (listed in Schedule A), and should be allowed to make the application in U.S. on behalf of the missing inventor under 37 C.F.R. § 1.47(b).

Respectfully submitted

Date: June 11, 2001

Joo-Young Kim

Kim & Chang

Hungkuk Life Insurance Building, 9F, 226 Sinmunno 1-ga, Jongno-gu,

Seoul 110-786, Korea

DECLARATION IN SUPPORT OF PETITION UNDER 37 C.F.R. § 1.47(b) BY PERSON HAVING PROPRIETARY INTEREST TO FILE APPLICATION ON BEHALF OF INVENTOR

Dear Sir:

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This Declaration is in support of Petition under 37 C.F.R. § 1.47(b) to allow UTStarcom, Inc. to make the application on behalf of the non-signing inventor(s) listed in Schedule A, column 3, whom we have been unable to locate.

- 1. I, Joo-Young Kim, am a citizen of Korea, residing at Sangyong, Apt No. 103-1101, Sungsu-dong 1-ga 16/3, Sungdong-gu, Seoul, Republic of Korea.
- 2. I am a Korean patent attorney with the law firm of Kim & Chang, located at Hungkuk Life Insurance Building, 9F, 226
 Sinmunno 1-ga, Jongno-gu, Seoul 110-786, Korea.
- 3. On behalf of Kim & Chang, I am representing UTStarcom Korea Limited, a wholly owned subsidiary of UTStarcom, Inc.
 - 4. I am knowledgeable regarding Korean Patent Law.
- I submit this declaration in support of the accompanying memorandum of law.
- 6. The Korean company Hyundai Syscomm filed the Korean National Application listed in Schedule A, Column 6 as the applicant of record, with inventor(s) in Schedule A, column 3 listed as the inventor(s).

- 7. The filing of the above-referenced Korean Application by Hyundai Syscomm was not opposed by the Examiner or any third party including the employee/inventor.
- 8. On April 27, 2004, UTStarcom, Inc., through its wholly owned subsidiary UTStarcom Korea Limited, acquired Hyundai Syscomm's Intellectual Property Portfolio, including the rights to the Korean National Application listed in Schedule A, column 6, and duly recorded this change of ownership with the Korean Intellectual Property Office without objection.
- 9. As a result of the acquisition, UTStarcom, Inc. became the sole proprietary owner of Hyundai Syscomm's Intellectual

 Property Portfolio, which includes the above-referenced Korean

 National Application.
- 10. UTStarcom Korea Limited filed the PCT application listed in Schedule A, column 8, claiming priority to the above-referenced Korean National Application.
- 11. The above-referenced PCT application entered U.S.

 National phase in the United States on the date listed in

 Schedule A, column 5, having the U.S. Application Serial Number

 listed in Schedule A, column 4.
- 12. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the

United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

Date: 16-January -2007

By:

Joo-Young Kim Kim & Chang

Hungkuk Life Insurance Building,

9F,

226 Sinmunno 1-ga, Jongno-gu, Seoul 110-786, Korea

Exhibit 1

[KOREAN PATENT ACT]

제 34 조 (무권리자의 특허출원과 정당한 권리자의 보호)

발명자가 아닌 자로서 특허를 받을 수 있는 권리의 승계인이 아닌 자(이하 "무권리자"라 한다)가 한 특허출원이 제 33 조제 1 항 본문의 규정에 의한 특허를 받을 수 있는 권리를 가지지 아니한 사유로 제 62 조 제 2 호에 해당되어 특허를 받지 못하게 된 경우에는 그 무권리자의 특허출원후에 한 정당한 권리자의 특허출원은 무권리자가 특허출원한 때에 특허출원한 것으로 본다. 다만, 무권리자가 특허를 받지 못하게 된 날부터 30 일을 경과한 후에 출원을 한 경우에는 그러하지 아니하다.

제 35 조 (무권리자의 특허와 정당한 권리자의 보호) 제 33 조제 1 항 본문의 규정에 의한 특허를 받을 수 있는 권리를 가지지 아니한 사유로 제 69 조 제 1 항 제 2 호에 해당되어 특허취소결정이 확정된 경우 또는 제 33 조 제 1 항 본문의 규정에 의한 특허를 받을 수 있는 권리를 가지지 아니한 사유로 제 133 조 제 1 항 제 2 호에 해당되어 특허를 무효로 한다는 심결이 확정된 경우에는 그 특허출원후에 한 정당한 권리자의 특허출원은 취소 또는 무효로 된 그 특허의 출원시에 특허출원한 것으로 본다. 다만, 그 특허의 등록공고가 있는 날부터 2 년을 경과한 후에 특허출원을 하거나 취소결정 또는 심결이 확정된 날부터 30 일을 경과한 후에 특허출원을 한 경우에는 그러하지 아니하다.

[TRANSLATION]

Article 34 (Patent Application Filed by an Unentitled Person and Protection of the Lawful Holder of a Right)

Where a patent cannot be granted because an application was filed by a person who is not the inventor or a successor to the right to obtain a patent (referred to as "an unentitled person") under Article 33(1) as prescribed in Article 62(ii), a subsequent application filed by the lawful holder of the right is deemed to have been filed on the filing date of the earlier application filed by the unentitled person. This provision does not apply, however, if the subsequent application is filed by the lawful holder of the right more than thirty days after the date on which the application filed by the unentitled person was rejected.

Article 35 (Patent Granted to an Unentitled Person and Protection of the Lawful Holder of a Right)

Where a decision to revoke a patent becomes final for lack of entitlement to obtain a patent under Article 33(1) as prescribed in Article 69(1)(ii) or a decision to invalidate becomes final due to a lack of entitlement under Article 33(1) as prescribed in Article 133(1)(ii), a subsequent application filed by the lawful holder of the right is deemed to have been filed on the filing date of the revoked or invalidated application. However, this provision does not apply if the subsequent application is filed more than two years after the publication date of the first application or more than thirty days after the decision to revoke or invalidate becomes final.

[KOREAN PATENT ACT]

제 42 조 (특허출원)

- ①특허를 받고자 하는 자는 다음 각호의 사항을 기재한 특허출원서를 특허청장에게 제출하여야 한다.
- 1. 특허출원인의 성명 및 주소(법인인 경우에는 그 명칭 및 영업소의 소재지)
- 2. 특허출원인의 대리인이 있는 경우에는 그 대리인의 성명 및 주소나 영업소의 소재지(대리인이 특허법인인 경우에는 그 명칭, 사무소의 소재지 및 지정된 변리사의 성명)
- 3. 삭제
- 4. 발명의 명칭
- 5. 발명자의 성명 및 주소
- 6. 삭제

[TRANSLATION]

Article 42 (Patent Application)

- (1) A person seeking to register a patent shall file a patent application with the Commissioner of the Korean Intellectual Property Office, stating the following:
- (i) the name and address of the applicant (and, if a legal entity, the name and address of the business);
- (ii) the name and residential or business address of the agent, if any (and, if the agent is a patent legal entity, the name and address of the business and the name of the designated patent attorney);
- (iii) deleted;
- (iv) the title of the invention;
- (v) the name and address of the inventor;
- (vi) deleted.

Exhibit 2

Seoul Southern District Court

Judgment

Case No.

2001 Gahap 13977

Plaintiff:

In Chul Choi

Defendant:

Samsung Electronics Ltd.

Pronouncement:

August 22, 2002

ORDER

The confirmation claim of the present action is dismissed.

Tenor of Complaint

Plaintiff hereby seeks confirmation that the patented inventions, described in the patent right list of the accompanying sheet, do not belong to an in-service invention.

GROUNDS

1. Findings of Facts

- A. The Defendant's company, taking fabrication, sale, etc. of communication mechanisms and related devices as its objective under its constitution, has manufactured mobile-phone terminals since May of 1989. The Plaintiff entered the Defendant's company on January 10, 1989, and had served as a member of a team known as the "Time Machine Team (TMT)" between July 13, 1992 and February 16, 1995.
- B. TMT of the Defendant's company is a department that was organized by selecting incumbent staff to create ideas for new product development. TMT holds a weekly evaluation meeting, where team members exchange ideas equipped with marketability and practicability, and hold quarterly meetings that report the results to the board of directors, assigning no specific tasks to its team members. The Plaintiff was mainly focused on conceiving and commercializing a new Hangul inputting method, submitting a report titled "Value of Text in the Multimedia World" showing the needs and practicability

of a new Hangul inputting method on May 20, 1994, and a report titled "First report regarding commercialization drive of a new Hangul inputting method" on July 18, 1994, together with his teammate, Dong Ki Rui.

- C. During his tenure on TMT, the Plaintiff invented "Method and Apparatus for Generating Text Inputting Codes (hereinafter, referred to as the 'first invention')," described in patent right list 1 of the accompanying sheet, and transferred the right to obtain a patent for the Defendant's company while providing an in-service invention report on the first invention on February 19, 1993. The Defendant's company filed a patent application for the first invention in its name on July 6, 1993, and completed the patent registration on March 13, 1996.
- D. Furthermore, the Plaintiff, together with his teammate, Dong Ki Rui, invented "Method and Apparatus for Generating Text Inputting Codes (hereinafter, referred to as the 'second invention')" described in patent right list 2, and transferred the right to obtain a patent for the Defendant's company while providing an in-service invention report on the second invention on October 13, 1994. The Defendant's company filed a patent application for the second invention in its name on May 11, 1995, and completed the patent registration on August 10, 1998.
- E. The Defendant's company has manufactured and sold mobile-phone terminals using the text inputting methods of the inventions since November of 1998.
- 2. The Plaintiff's Claims and Holding thereon

A. Gist of the Plaintiff's Claims

The Plaintiff seeks: (a) confirmation that the fist and second inventions are not an in-service invention, arguing that the inventions were misconceived as an in-service invention and filed in the name of the Defendant's company although they actually belong to a liberal invention; and (b) the Defendant's return of 1 billion KrW as part of an unjust enrichment, arguing that since the contracts of transfer were based on a misconception for

[Translation]

the inventions to be an in-service invention are invalid, the Defendant is not a legitimate patentee and has an obligation to return, to the Plaintiff, the profits earned by practicing the inventions as an unjust enrichment.

B. Relevancy of the Confirmation Claim

The Defendant made a defense prior to a main hearing that the Plaintiff's confirmation claim lacks eligibility and thus is irrelevant because it seeks confirmation of a factual matter. The Plaintiff seeks the confirmation for the first and second inventions to not be an in-service invention as a basis for the unjust enrichment return claim being sought by the present action. This is to confirm part of a legal requirement fact, and thus is irrelevant. Furthermore, the confirmation stake of a confirmation action can be recognized if the obtainment of a confirmation judgment is the most effective and appropriate means for eliminating the challenge and risk when the plaintiff's legal status is challenged and risked. However, as will be seen in item C. (1), even though the first and second inventions were not an in-service invention, this would not affect the patent right registered in the name of the Defendant's company, unless the invalidation decision is rendered and becomes final and conclusive in a patent registration invalidation trial. Therefore, because seeking the confirmation for the inventions to not be an in-service invention cannot be seen as an effective and appropriate means, the Plaintiff's confirmation claim of the present action is irrelevant.

C. Unjust Enrichment Return Claim

(1) The Plaintiff argues first, that since the first and second inventions are not an in-service invention but a liberal one, each contract for transferring each right to obtain a patent to the Defendant is invalid per se for primitive impossibility of the objective of a legal activity or under Article 39, Paragraph 1 of the Patent Act, or invalid for violating Article 103 of the Civil Code.

In regard to this, if the first and second inventions belong to a liberal invention, Article 39, Paragraph 1 of the Patent Act stipulates that an invention constitutes an in-service invention if the invention was made by an employee, etc. in connection with his/her service and falls by nature within the business

[Translation]

range of the employer, etc., and the activity resulting into the invention was part of the present or past duties of the employee, etc.

As previously seen, the Defendant's company takes the fabrication and sale of communication mechanisms as one of its founding objectives, and has set the mobile-phone terminal as one of the primary manufactured items from the year of 1989 through to the present time. Since the inventions are directed to a text inputting method usable for mobile-phone terminals, these are regarded to fall within the business range of the Defendant's company. Furthermore, the Plaintiff's then duty was to create ideas for new products development in the field of the information and telecommunication at the time of conceiving each invention, and the Plaintiff reached the first and second inventions substantially as a result of focusing mainly on collecting ideas for a Hangul inputting method. As such, each invention is determined to fall within the Plaintiff's duty.

Therefore, since the first and second inventions should belong to an inservice invention, the Plaintiff's arguments contend the validity of each transfer contact on premise of the opposite.

(2) The Plaintiff also argues that since the patent application for the second invention was filed four months after the Defendant's company succeeded to the right to the invention from the Plaintiff, the second invention should be regarded as a liberal invention under Article 11, Paragraph 1 of the Invention Promotion Act, and the Defendant should return unjust enrichment, amounting to the royalty of a non-exclusive license, for failing to obtain consent to a non-exclusive license from the inventor Plaintiff under Article 2 of the same.

Article 11 of the Invention Promotion Act views an invention as a liberal invention in case an employer, etc. fails to file a patent application within a period designated under the Presidential Order (Article 5 of the same designates the period for four months) after succeeding the right to an inservice invention or waive filing of the application in writing (Paragraph 1), and stipulates that the employer, etc. cannot own a non-exclusive license to the inservice invention being regarded as a liberal one without the consent of the employee, etc in spite of Article 39, Paragraph 1 of the Patent Act (Paragraph

2). The fact that the Defendant's company filed the application for the second invention on May 11, 1995, four months passing from October 13, 1994 when the Defendant's company succeeded to the right to the second invention from the Plaintiff, is as previously seen.

However, even if the Defendant's company had completed the patent registration in its name, although the transfer contract of the second invention was invalidated under the above provision and the Defendant's company did not have a right to obtain a patent, the Plaintiff could not assert invalidity of the patent right having been registered in the name of the Defendant's company until the patent invalidation decision goes final and conclusive. Of course, the Plaintiff could request a patent invalidation trial based on the above grounds, which however, is not feasible here. Therefore, the Defendant has a right to legally practice the invention, and needs not obtain consent of the Plaintiff for practicing the invention because the Plaintiff did not register the patent in his/her own name. As such, the Plaintiff's above arguments are groundless and unreasonable.

서 울 지 방 법 원 남 부 지 원

판 결

사 건 2001가합13977호

원 고 최인철

피 고 삼성전자주식회사

판 결 선 고 2002. 8.22.

주 문

이 사건 소 중 확인청구 부분을 각하한다.

청구취지

원고와 피고 사이에서 별지 특허권목록 기재 1, 2의 특허발명은 직무발명이 아님을 확인한다.

이 유

1. 기초사실

- 가. 피고회사는 통신기계기구 및 관련기구와 그 부품의 제작, 판매 등을 그 정관상의 목적으로 하고, 1989. 5.경부터 이동전화단말기를 생산해 온 회사이고, 원고는 1989. 1. 10. 피고회사에 입사하여 1992. 7. 13.부터 1995. 2. 16.까지 사이에 피고회사의 '타임머쉰팀'에 소속되어 근무하였다.
- 나. 피고회사의 '타임머쉰팀'은 신상품개발을 위한 아이디어 창출을 위하여 사내공모를 통해 직원을 선발, 조직한 부서로 그 팀원들은 구체적인 특정 업무를 맡지 아니한 채 매주 팀원들간에 시장성과 실현성 있는 아이디어를 제출하는 평가회를 가지고, 분기별로 경영진을 대상으로 그 결과물을 발표하는 정기 보고회를 개최하였는데, 원고는 같은 팀원인 류동기와 함께 1994. 5. 20. 새로운 한글입력방식의 필요성과 실용화방안에 관한 '멀티미디어 세계에서 문자의 가치'라는 보고서를, 1994. 7. 18. '새로운 한글입력방법 사업화추진 1차 보고서'를 각 제출하는 등 주로 새로운 한글입력방식의고안 및 사업화에 주력하였다.
- 다. 원고는 위 타임머쉰팀에 근무하던 중, 별지 특허권목록 1. 기재의 '문자입력코드 발생방법 및 장치'(이하 '제1발명'이라 한다)를 발명하고, 1993. 2. 19. 피고회사에 제1발명에 관한 직무발명신고를 하면서 특허받을 권리를 양도하였으며, 피고회사는 1993. 7. 6. 피고회사 명의로 제1발명에 관한 특허를 출원하여 1996. 3. 13. 특허등록을 마쳤다.

- 라. 또한 원고는 위 류동기와 함께 위 목록 2. 기재의 '문자입력코드 발생장치 및 방법'(이하 '제2발명'이라 한다)을 발명하고, 1994. 10. 13. 피고회사에 제2발명에 관한 직무발명신고를 하면서 특허받을 권리를 양도하였으며, 피고회사는 1995. 5. 11. 피고회사 명의로 제2발명에 관한 특허를 출원하여 1998. 8. 10. 특허등록을 마쳤다.
- 마. 피고회사는 1998. 11.경부터 위 발명들의 문자입력방식을 이용한 이동전화단말기를 생산, 판매해 오고 있다.

2. 원고의 청구 및 이에 대한 판단

가. 원고의 청구내용

원고는 ① 위 각 발명은 원고 개인의 자유발명에 해당됨에도 직무발명으로 오인되어 피고 명의로 특허등록이 된 것이라고 주장하면서 제1, 2발명이 직무발명이 아니라는 확인을 구하고, ② 위 발명들을 직무발명으로 오인하고 체결한 각 양도계약이 무효인 이상 정당한 특허권자가 아닌 피고는 위 발명들을 실시하여 얻은 수익을 부당이득으로서 원고에게 반환할 의무가 있다고 주장하면서, 그 일부로서 10억원을 지급할 것을 구한다.

나. 확인청구 부분의 적법성

파고는, 원고의 위 확인청구는 사실관계의 확인을 구하는 것으로 확인의 소의 대상적격이 없어 부적법하다고 본 안전 항변을 하므로 살피건대, 원고의 위 확인청구는 원고가 이 사건 소로써 구하고 있는 부당이득반환청구의 전제로 제1, 2발명이 직무발명이 아니라는 확인을 구하는 취지인바, 이는 법률요건사실 일부의 확인을 구하는 것이어서 부적법하고, 또한 확인의 소에 있어서 확인의 이익은 원고의 법적 지위가 불안, 위험할 때 그 불안, 위험을 제거하는데 있어 확인판결을 받는 것이 가장 유효·적절한 수단인 경우에 인정된다 할 것인데, 아래 다.의 (2)항에서 보는 바와 같이 가사 제1, 2발명이 직무발명이 아니라 하더라도 특허무효심판절차에서 무효심결이 확정되지 아니하는 이상에는 피고회사 명의로 등록된 특허권에 어떠한 효력이 미친다고 볼 수도 없으므로, 위 발명들이 직무발명이 아니라는 확인을 구하는 것은 원고에게 현존하는 법적 불안, 위험을 해소할 수 있는 유효·적절한 수단이라 할 수 없으니, 결국 원고의 이사건 소 중 확인청구 부분은 부적법하다.

다. 부당이득반환청구 부분

(1) 원고는 먼저, 제1, 2발명은 직무발명이 아닌 자유발명이므로 그 특허받을 권리를 피고에게 양도한 위 각 양도계약은 법률행위 목적의 원시적 불능 또는 특허법 제 39조 제3항에 의하여 당연 무효이거나 민법 제103조에 위반되어 무효라고 주장한다.

그러므로 과연 제1, 2발명이 자유발명인지에 관하여 보건대, 특허법 제39조 제 1항은 직무발명의 개념에 관하여 종업원 등이 그 직무에 관하여 발명한 것이 성질상' 사용자 등의 업무범위에 속하고, 그 발명을 하게 된 행위가 종업원 등의 현재 또는 과 거의 직무에 속하는 경우 그 발명은 직무발명이라고 규정하고 있다. 앞에서 본 바와 같이 피고회사는 통신기계기구의 제작, 판매를 그 설립목적의하나로 규정하고 있고, 1989년부터 현재까지 이동전화단말기를 주요 생산품목으로 하고 있으며, 위 발명들은 이동전화단말기에 이용될 수 있는 문자입력방식에 관한 발명이므로 피고회사의 업무범위에 속한다 할 것이다. 또한 위 각 발명 당시 원고의 직무는 정보통신부분의 신상품 개발을 위한 아이디어를 창출하는 것으로 실제 한글입력방식에 관한 아이디어 계발에 주력한 결과 제1, 2발명에 이르게 되었으므로 위 각 발명행위는 원고의 직무에 속한다 할 것이다.

따라서 제1, 2발명은 직무발명에 해당한다고 보아야 할 것이므로, 위 발명들이 직무발명이 아님을 전제로 각 양도계약의 효력을 다투는 원고의 주장은 더 나아가 살 필 것 없이 이유 없다.

(2) 원고는 또한, 제2발명에서는 피고회사가 원고로부터 발명에 관한 권리를 승계한 때로부터 4개월이 지나서 특허를 출원하였으므로 이는 발명진흥법 제11조 제1항에 의하여 자유발명으로 간주되고, 같은 조 제2항에 따라 발명자인 원고로부터 통상실시에 대한 동의를 받지 아니한 이상 피고는 원고에게 통상실시료 상당의 부당이득을 반환하여야 한다고 주장한다.

살피건대, 발명진흥법 제11조는 사용자 등이 직무발명에 관한 권리를 승계한 후 대통령령이 정하는 기간(같은 법 시행령 제5조는 그 기간을 4개월로 정하고 있다) 내에 출원을 하지 아니하는 경우 또는 서면으로 그 출원을 포기한 경우 당해 발명은 자유발명으로 보고(제1항), 자유발명으로 보는 직무발명에 대하여는 특허법 제39조 제1항의 규정에도 불구하고 당해 발명을 한 종업원 등의 동의를 받지 아니하고는 통상실

시권을 가질 수 없다(제2항)고 규정하고 있고, 피고회사가 원고로부터 제2발명에 관한 권리를 숭계한 1994. 10. 13.로부터 4개월이 경과한 1995. 5. 11.에야 위 발명에 관한 특허를 출원한 사실은 앞에서 본 바와 같다.

그러나 가사 위 법률규정에 의하여 제2발명에 관한 양도계약이 무효가 되어 피고회사가 특허를 받을 권리를 가지지 아니함에도 불구하고 그 명의로 특허등록을 마쳤다 하더라도 원고가 그와 같은 사유를 들어 특허무효심판을 청구함은 별론으로 하고 특허무효심결이 확정되기 전에는 피고 명의로 등록된 특허권의 무효를 주장할 수는 없는 것이므로 피고는 특허권자로서 적법하게 그 발명을 실시할 권리가 있고, 또한 원고가 자기 명의로 특허등록을 받지 아니한 이상 피고회사가 위 발명을 실시함에 있어 원고의 동의를 얻어야 한다고 볼 수도 없으므로, 원고의 위 주장은 이유 없다.

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თ	Filing Date PCT National Phase	March 24, 2004	March 24, 2004	March 24, 2004	July 23, 2004	July 23, 2004	July 26, 2004	July 23, 2004	July 23, 2004
ω	PCT Application No.	PCT/KR2004/00645	PCT/KR2004/00655	PCT/KR2004/00654	PCT/KR2004/01858	PCT/KR2004/01858	PCT/KR2004/01880	PCT/KR2004/01853	PCT/KR2004/01853
_	Filing Date (Korean Application)	March 25, 2003	March 25, 2003	March 25, 2003	July 24, 2003	July 24, 2003	July 25, 2003	July 24, 2003	July 24, 2003
E A 6	Korean Application No.	2003-0018549	2003-0018553	2003-0018554	2003-0051165	2003-0051165	2003-0051466	2003-0051153	2003-0051153
SCHEDULE A 5	U.S. Filing Date	August 17, 2005	August 12, 2005	August 17, 2005	December 6, 2005	September 25, 2006	December 12, 2005	December 6, 2005	September 25, 2006
4	U.S. Application No.	10//	10/545,505	10/545,895	10/559,738	11/534,965	10/560,297	10/559,225	11/534,970
ო	Inventor(s)	Se Yeon KIM	Seong Chul SHIN	Yeong Weon JUNG	Kyung Hwan AN	Kyung Hwan AN	Kye Chol CHO	Chan Soo PARK	Chan Soo PARK
2	Title	Method For Stabilizing BTS Using E1 Trunk Board Duplexing Of BSC	Method For Optimizing A DSP Input Clock Using A Comparing/Analyzing Circuit	Method For Trunk Line Duplexing Protection Using A Hardware Watchdog	Device for Implementing a RNC Using LVDS	Device for Implementing a RNC Using LVDS	Method of Allocating Links in a IX EVDO System	Method for Downloading a Single Firmware Image File to Client Systems Having Different CPU Modules	Method for Downloading a Single Firmware Image File to Client Systems Having Different CPU Modules
~	MBHB Reference No.	05-386-B	05-390-B	05-392-B	05-428-B	05-428-C	05-429-B	05-432-B	05-432-C
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	Eiling Date DCT		5 July 23, 2004	i5 July 23, 2004	56 July 23, 2004	.8 March 25, 2004	6 May 28, 2004	6 September 24, 2004	9 September 24, 2004	
		PCT Application No.	PCT/KR2004/01855	PCT/KR2004/01855	PCT/KR2004/001856	PCT/KR2004/00658	PCT/KR2004/01276	PCT/KR2004/02466	PCT/KR2004/02469	
	Filing Date	(Korean		July 24, 2003	July 24, 2003	March 25, 2003	May 30, 2003	September 26, 2003	2003-0067736 September 30, 2003	
EA	Korean	Application	2003-0051155	2003-0051155	2003-0051157	2003-0018557	2003-0034799	2003-0066875	2003-0067736	2003-0067737
SCHEDULE A		U.S. Filing Date	December 6, 2005	September 25, 2006	December 9, 2005	August 16, 2005	November 14, 2005	February 7, 2006	February 14, 2006	February 22, 2006
		Application No.	10/559,235	11/534,960	10/560,142	10/545,578	10/556,267	10/567,529	10/568,234	10/569.046
	•	Inventor(s)	Yoon Mi HWANG	Yoon Mi HWANG	Woo Seog KOO	Cheol Hyun JANG	Jae Ick LEE	Choon Geun CHO	Tae Ik SONG	Dong Keun
		- Ite	Method for Unifying Operations of Boards by Using Logical Addresses Thereof	Method for Unifying Operations of Boards by Using Logical Addresses Thereof	Method for Establishing an ATM Traffic Channel Path Between a BSC and a BTS in an EV-DO System	ATM Switch for use in Cheol Hyun W-CDMA	Remote Unit for Adding Frequency Assignments to a Separation-Type Base Transceiver Station	Apparatus and Method for Tracking the Position/Object Using a Mobile Communication Network	Method of Controlling Power in a CDMA- 2000 System	Method of Controlling Power in a W-CDMA Mobile
	MBHB	Kererence No.	05-433-B	05-433-C	05-434-B	05-438-B	05-439-B	05-476-C	05-496-C	05-497-C
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SCHEDULE A

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	Filing Date PCT National Phase	September 24, 2004	January 14, 2005	January 14, 2005	January 14, 2005	January 14, 2005	January 14, 2005
	PCT Application No.	PCT/KR2004/02471	PCT/KR2005/00133	PCT/KR2005/00134	PCT/KR2005/00138	PCT/KR2005/00139	PCT/KR2005/00140
	Filing Date (Korean Apolication)	2003-0067738 September 30, 2003	January 15, 2004	January 15, 2004	January 15, 2004	January 15, 2004	January 15, 2004
	Korean Application No.	2003-0067738	2004-0002981	2004-0002973	2004-0002979	2004-0002980	2004-0002982
SCHEDOLE A	U.S. Filing Date	February 22, 2006	July 11, 2006	July 11, 2006	July 13, 2006	July 13, 2006	July 13, 2006
	O.S. Application No.	10/569,041	10/585,586	10/585,602	10/586,086	10/586,289	10/586,087
	Inventor(s)	Jung Han LEE	Jung Hee PARK	Tae Hong KIM	Sang Dae PARK	Ki Sung LYU 10/586,289	Young Jin KIM
	Title	Method of Controlling Data Rate for a Forward Data Service in a CDMA 2000-1X System	ATM Switched Router for Transmitting IP Packet Data	Apparatus and Method for Dualizing an Asynchronous Transfer Mode (ATM) Router in a	Method for Correcting Time Data in a Network Management Application Using a SNMP	Apparatus and Method for Sensing Faults of Application Programs in a CDMA System	Automatic Update System and Method for Using a META MIB
anaw	Reference No.	05-498-C	05-500-B	05-507-8	05-509-B	05-511-B	05-517-B
		17	18	19	20	21	22

SCHEDULE A

'	MBHB			U.S.	SCHEDULE A	E A Korean	Filing Date		100 ctc0
Reference No.	ence	Title	Inventor(s)	Application No.	U.S. Filing Date	Application No.	(Korean Application)	PCT Application No.	Filing Date PCT National Phase
05-5	05-518-B	Structure of a Management Information Base Communicated Between a Network Management System and an Agent of a Network Element	Kwang Seok KANG	10/585,838	July 12, 2006	2004-0002983	January 15, 2004	PCT/KR2005/00141	January 14, 2005
05-6	05-595-B	Method of Distributing Network Traffic in a Mobile Communication System	Hyun Young SHIN	10/556,924	November 14, 2005	2003-0035283	June 2, 2003	PCT/KR2004/01310	June 2, 2004
05-{	05-597-B	System and Method for Tracking Position of a Mobile Unit Using Beacons in a Mobile Communications System	June Man KIM	10/560,664	December 13, 2005	2003-0050916	July 24, 2003	PCT/KR2004/01851	July 23, 2004
05-6	05-615-B	Method for Call Completion Service	Sea Gon CHUN	10/556,274	November 14, 2005	2003-0034806	May 30, 2003	PCT/KR2004/01274	May 28, 2004
05-6	05-616-B	Method for Automatically Setting a Frequency of a Base Station in a CDMA- 2000 System	Ju Hyun BAN; Sang Won SON	10/561,351	December 19, 2005 2003-0051154	2003-0051154	Juiy 24, 2003	PCT/KR2004/01854	July 23, 2004

Supplemental Application Data Sheet

Application Information

Application Type:: Regular

Subject Matter:: Utility

Suggested Classification:: N/A

Suggested Group Art Unit:: N/A

CD-Rom or CD-R? N/A

Title:: ATM WITCHED SWITCHED ROUTER

FOR TRANSMITTING IP PACKET DATA

Attorney Docket Number:: 05-500-B

Request for Early Publication?:: No

Request for Non-Publication?:: No

Suggested Drawing Figure:: 3

Total Drawing Sheets:: 1

Small Entity:: No

Petition Included?::

Secrecy Order in Parent Appl.?:: No

Applicant Information

Applicant Authority type:: Inventor

Primary Citizenship Country:: Korea

Status:: Full

Given Name:: Jung Hee

Family Name:: Park

City of Residence:: Gyeonggi-do

Country of Residence:: Korea

Street of mailing address:: San 136-1, Ami-ri, Bubal-eub Icheon-si

City of mailing address:: Gyeonggi-do

Country of mailing address:: Korea

Postal or Zip Code of mailing address:: 467-860

Correspondence Information

Correspondence Customer Number::

20306

Representative Information

Representative Customer Number::	20306

Domestic Priority Information

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This application	National Stage of	PCT/KR2005/000133	14 January 2005

Foreign Priority Information

Country::	Application Number::	Filing Date::	Priority Claimed::
Korea	10-2004-0002981	15 January 1004 2004	Yes

Assignee Information

Assignee Name:

UTStarcom Korea Limited

Street of mailing address:: San 136-1, Ami-ri, Bubal-eub Icheon-si

City of mailing address:: Kyongki-do

Country of mailing address:: Korea

Postal or Zip Code of mailing address:: 467-701

EXHIBIT B

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Number of pages including this cover sheet: 05

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:MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP COMPANY:300 S. WACKER DR., STE. 3



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUNE 15, 2007

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MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP 300 S. WACKER DR., STE. 3100 BOBERT J. IRVINE

ROBERT J. IRVINE CHICAGO, IL 60606

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UNITED STATES PATENT AND TRADEMARK OFFICE NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

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RECORDATION DATE: 06/15/2007 REEL/FRAME: 019435/0769 NUMBER OF PAGES: 51

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS). DOCKET NUMBER: 05-500-B

ASSIGNOR:

HYUNDAI SYSCOMM, INC. DOC DATE: 04/27/2004

ASSIGNEE:

UTSTARCOM KOREA LIMITED SAN 136-1, AMI-RI, BUBAL-EUB, ICHEON-SI KYONGKI-DO, REPUBLIC OF KOREA

TONGKI DO, KELODDIC OF KOKEA

467-701

SERIAL NUMBER: 10585586 FILING DATE: PATENT NUMBER: ISSUE DATE:

TITLE: ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA

USPTO 6/15/2007 2:18:07 PM PAGE 3/005 Fax Server: MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP COMPANY:300 S. WACKER DR., STE. 3

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PATENT ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1 06/15/2007 500296831

NATURE OF CONVEYANCE: ASSIGNMENT

CONVEYING PARTY DATA

Name	Execution Date
Hyundai Syscomm, Inc.	04/27/2004

RECEIVING PARTY DATA

Name:	UTStarcom Korea Limited
Street Address:	San 136-1, Ami-ri, Bubal-eub, Icheon-si
City:	Kyongki-do
State/Country:	KOREA, REPUBLIC OF
Postal Code:	467-701

PROPERTY NUMBERS Total: 1

Property Type	Number
Application Number:	10585586

CORRESPONDENCE DATA

Fax Number:

(312)913-0002

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Phone:

312-913-0001

Email:

docketing@mbhb.com

Correspondent Name:

McDonnell Boehnen Hulbert & Berghoff LLP

Address Line 1:

300 S. Wacker Dr., Ste. 3100

Address Line 2:

Robert J. Irvine

Address Line 4:

Chicago, ILLINOIS 60606

ATTORNEY DOCKET NUMBER:

05-500-B

NAME OF SUBMITTER:

Robert J. Irvine III

Total Attachments: 49

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[제41호서식]

Registered No. 2004 - 6060

NOTARIAL CERTIFICATE

DAE JONG LEGAL CORPORATION

160, Dang Joo-Dong, Jong Ro-Ku, Seoul, Korea



KIM & CHANG

Hannuri Building, 219 Naeja-dong, Jongno-gu, Seoul 110-053, Korea Telephone: (822) 764-8855 / 2122-3900 Fax: (822) 741-0328 / 745-5954 / 763-7434 E-Mail: all@ip.kimchang.com

1,	tne	unaer	sign	ea, ne	ereby	declare:
			_		. •	

- (1) That my name, mailing address and citizenship are as stated below;
- (2) That I am knowledgeable in both English and Korean, which are the languages used in relation to the Assignment filed with the Korean Intellectual Property Office; and
- (3) That I have translated said Assignment filed with the Korean Intellectual Property Office into English, a copy of which is attached hereto, and believe that said translation is a true and complete translation of the aforementioned Korean Assignment.

22nd day of November, 2004

Full name of the translator: LIM, Ji Won Jinon Lin

Signature of the translator:

Mailing address: c/o Kim & Chang, Hannuri Building, 219 Naeja-dong,

Jongno-gu, Seoul 110-053, Korea, Republic of Korea

Citizenship: Republic of Korea

KIM & CHANG

[Translation]

ASSIGNMENT

By this instrument, <u>HYUNDAI SYSCOMM</u>, <u>INC.</u>, a corporation duly organized and existing under the Laws of Republic of Korea at San 136-1, Ami-ri, Bubal-eub, Icheon-si, Gyeonggi-do 467-701, Republic of Korea do hereby declare that on April 27, 2004 it has assigned and transferred all rights, title and interest in the cases as listed in the attached Schedule I to <u>UTStarcom Korea Limited</u>, a corporation duly organized and existing under the laws of Republic of Korea at San 136-1, Ami-ri, Bubal-eub, Icheon-si, Kyongki-do 467-701, Republic of Korea

IN WITNESS WHEREOF,	
I have set my hand hereto this	27th day of April, 2004.
	Assignor: HYUNDAI SYSCOMM INC.
	By: (SEALED)
	Typed Name: <u>SEONG-IK JANG</u>
	Position: CEO & President

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S)C	116	·uu		_	

INU.	Norean Patent Application No.
1	1996009524
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46/46 Confidential

EXHIBIT 1

金·張 法律事務所 KIM & CHANG

서울시 증로구 신문로 1 가 226 홍국생명빌딩 9 층 우편번호 110-786 전화: (02) 764-8855 / 2122-3900 Fax: (02) 745-5954 / 741-0328 / 763-7434 E-Mail: all@ip.kimchang.com

2006년 12월 1일

수 신: 박 정 희님

경기도 이천시 부발읍 아미리 산 136-1 (우. 467-860)

제 목: 미국 특허청 제출용 서명서류 송부의 건 (U.S. Serial No. 10/585,586)

당소 정리 번호: GP048360 (FE251546)

귀하의 사업에 무궁한 발전을 기원합니다.

당소는 유티스타콤 코리아 유한회사의 대리인인 김&장 특허법률사무소 입니다.

귀하께서는 2002년도에 현대전자산업 주식회사/현대시스콤 재직 중에 개발하신 아래의 발명에 대한 권리를 당시 소속회사의 직무발명 양도규정에 따라 소속회사에 양도하였으며, 현재이 발명에 대해 특허를 받을 수 있는 권리는 귀하의 소속회사로부터 당소의 의뢰인인 유티스타콤 코리아 유한회사로 이전되어 있는 상태에 있습니다. 이 발명에 대하여는 한국 특허출원을 하고 이어서 현재 미국 특허출원을 진행 중에 있는데, 미국의 특허제도에 따르면 출원시 발명자가 출원인이 되어야 하기 때문에 미국 특허청은 특허를 받을 수 있는 권리가 당소의 의뢰인에게 있다 하더라도 첨부된 바와 같은 서류에 출원인으로서 발명자가 직접 서명한 후 이를 제출하도록 요구하고 있습니다.

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이와 같은 사정으로 첨부 서류를 보내드리오니 <u>서명 후 당소로 반송하여 주시기를</u> 부탁드립니다. 반송은 퀵서비스(착불) 등 귀하께서 편한 방법으로 아래의 당소 주소로 해 주시고 어떤 경우에는 당소에서 비용을 부담할 것이오니 비용 영수증 등도 함께 반송하여 주시면 감사하겠습니다.





반송 주소: 서울시 종로구 신문로 1가 226 홍국생명빌딩 9층 김.장특허법률사무소 (우편번호 110-786)

발명의 명칭: ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA

-담당자: 김 주 영 변리사/ 윤 지 홍 변리사 -전화: 02-2122-3561 / 02-2122-3515

-E-mail: jykim1@ip.kimchang.com

변리사 윤 지 홍



첨부있음.



金·張 法律事務所 KIM & CHANG

Hungkuk Life Insurance Building, 9F, 226 Sinmunno 1-ga, Jongno-gu, Seoul 110-786, Korea Telephone: (822) 764-8855 / 2122-3900 Fax: (822) 741-0328 / 745-5954 / 763-7434 E-Mail: all@ip.kimchang.com

December 1, 2006

To. PARK, Jung Hee

San 136-1, Ami-ri, Bubal-eub, Icheon-si, Gyeonggi-do 467-860, Republic of Korea

Re. Declaration and Power of Attorney and Assignment to be filed with U.S.

Patent and Trademark Office (U.S. Serial No. 10/585,586)

K&C Ref.: GP048360/FE251546

I hope your business is prospering.

I am a patent attorney for a law firm, Kim & Chang, and contacting you on behalf of my client UTStarcom Korea Limited.

You had assigned your invention as identified on the next page to your former company in 2002, which was conceived when you were working for Hyundai Electronics Industries, Co., Ltd./ Hyundai Syscomm, Inc. under the provisions of the employee's invention compensation policy of the company. Therefore, the right to receive patent for the invention was transferred to the former company. Recently, the right to receive patent was transferred to our client, UTStarcom Korea Limited, hereinafter referred to as "UTSK" from your former company. With respect to this invention, a Korean patent application was filed and its counterpart U.S. patent application has recently been filed with the U.S. Patent and Trademark Office. According to the U.S. Patent law, the inventor is only entitled to be an applicant for a patent application. Therefore, although the right to receive patent has been transferred to our client, UTSK, the U.S. Patent and Trademark Office requires filing of documents as enclosed herewith which must be signed by the inventor.

With regard to the assignment, please be informed that signing the enclosed assignment does not mean that you newly transfer something another to somebody, it merely means confirming that you had already assigned the right to receive patent in 2002. As for the Declaration, the signing the declaration means that you are declaring that you are the

GWANG WHA MOON POST OFFICE- CONTENTS CERTIFIED MAIL CERTIFICATE NO. 07026739, 2006-12-01 [Translation]

true and sole inventor of this invention.

As explained above, I enclose herewith these documents. Please sign and date the marked portions and return them to us via courier, registered mail or whatever is convenient for you. Any costs to be incurred in this connection are surely responsible to our side. Please send us any receipts for payment in return.

Return Address: Hungkuk Life Insurance Building, 9F, 226 Sinmunno 1-ga, Jongno-gu, Seoul 110-786, Korea

Title of Invention: ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA

-Contact Person: Attorney Joo-Young Kim /

Attorney Jee Hong YOON

-Telephone: 02-2122-3561 / 02-2122-3515

-E-mail: jykim1@ip.kimchang.com

Attorney Jee Hong YOON (seal)

Enclosure(s)

HYUNDAI SYSCOMM

社 外 秘

				직무	발당	병 신	卫人	1	신고	일 : 2002년	<u> 11월 30일</u>
		업무코드		승인권자	춷	검토			업무코드		승인권자
발	결	주발명자	검토	팀장	장		법	결	기안	검토	송인
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l	직위/성영	사원/박정희	1	차장/정성현	자	/	허부	직위/성명	wolter	PL 2042	, 9
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	사내 직무발명보상기준에 의거하여 출원/등록을 의뢰하며,국내/외 등록권리를 양도합니다. 발명의 명칭 HAMS-5 switched Router 간에 ENLA, IFCA를 통한 IP Packet 전송 시험 기능										
	발명의	의 명칭									
발	1. HAMS-5 switched router를 통한 ENLA, IFCA간 데이터 전송,수신 기능 정상적으로 수행되는지의 기능. 2. 시스템간 IFCA-ENLA <-> ENLA-IFCA 연결시 IP Packet 전송기능. 3. 시스템간 ENLA-IFCA-SOLA <-> SOLA-IFCA-ENLA 연결시 IP Packet 전송기능.									· OI	
명 자	명 HAMS-5 switched router 개발										
	실시	상 황	□ 착상	■설계	완료	🛛 시험(중,완료) 미사9	검화(준비	비중,실시	중)
재 사 항	본발 발표			표 또는 발표 예정)일:20		인 경우 빌	표예정 표(예정 . 관련는	•	변논문동	미 旣발	
	선행특	력허자료	국 내 외 국								
	출원	원완급	■ 보 □ 지	통 급>(일이	1	지급출원 이 유				
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HYUNDAI SYSCOMM

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	< 발명 당	명가내용 >				
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	기 술 성	약간 높은 수준을 요하는 기술임	선 3점			
		고도의 수준을 요하는 기술임	□ 5점			
	:	이론상 실현은 가능하나, 실험계획은 없슴	□ 1점			
		테스트 하려면 관련기술의 발전이 요구됨	□ 2점			
	실현가능성	테스트중이거나 예정임	□ 3점			
	1	양호한 테스트 결과 얻음(자료첨부 가능)	□ 5점			
		현재 사업화 준비중 또는 실시중임	Ø 7점			
발	효과	개선된 효과의 수준은?	□ 3정 12 2정 □ 1점			
명		(공정 단순화, Yield, Cost 등의 촉면)	0 00 0 20 0 10			
실		기술공개로 타사 권리확보를 방어하는 수준임	□ 1점			
장	발명중요도	양산에 적용(예정) 가능한 발명임	√2 3점			
וכ		반드시 필요한 독점 기술임	□ 5점			
재		평가결과	(/ 🗸) 점			
사 항	주)※상기	발명 평가표는 반드시 실장이 직접 기재하시기 바랍L	니다.			
ڵ	※ "실*	현가능성"란에서 5점,7점에 해당된 발명은 증빙 자료가	반드시 필요 합니다.			
	Ж평기	h를 완료하신후 평가결과를 기입 바랍니다.				
	< 외국출	원 평가내용 >				
	발명의	*적용제품:	*복수제품에 적용되는 경우 전부			
	적용제품	*관련기술:	기재하시기 바라며, 향후 적용			
	현 황	*적용시기:	제품경우 예상시점을 기재요망			
		□ 절대 필요	출원회망국가			
		□ 국내출원후 1년간 관망	1순위			
	· 	□ 필요 없음	2순위			
		□ 개별국출원, □ EPO출원, □ PCT출원	3순위			
		<u>기술적축면</u>	4순위			
			5순위			
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			8순위			
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			(한문) 朴 正禧		직위 사운	사번	H26771	TEL (8040)
			(영문) Park Jun	g Hee	주민등록No	7	40320-1222320)	
		E-mail	mirine@hysyscomm.com	주소 (467-	-701) 경기도 이천시	부발읍 아미리	년 136-1	서 명	
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	6		(영문)	<u> </u>	주민등록No		_		
		E-mail		주소 (-)			서명	

^{㈜1.}주소는 상세히 기재하시고, E-mail은 반드시 *회사계정*으로 기재하시기 바람.

^{2.}영문기재시 Fullname을 기재하시기 바람.

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ln	Dat	ie	Nov.27		Nov.	ı. 30	Cont		trol No.		ᆈ	Date			
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				mployee's inventi ernational registi	-	ensation	policy	, I r	request to p	roceed	l wit	th the filing/re	gistration of	my invention	and to assign
Title of the Invention Function to test IP packet transmission between HAMS-5 switched routers by means of ENLA and IFCA															
tor	Summary of the Invention			The present invention provides the following functions: 1. To test if data transmission/reception functions of ENLA and IFCA are normally operated between HAMS-5 switched routers; 2. To transmit IP packets when IFCA-ENLA and ENLA-IFCA links are set up between systems; and, 3. To transmit IP packets when ENLA-IFCA-SOLA and SOLA-IFCA-ENLA links are set up between systems.											
nven	Name(s) of Related Projects			Development of HAMS-5 switched router											
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Statement by Inventor	Publication Status of the Invention			☐ Unpublished ☐ Expected to be Published ※ ☐ Published Earlier ※ ※ If checked, please specify the (scheduled) date of publication and related dissertations. [(Scheduled) Date of Publication: Related dissertations:]											
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	< Evaluation o	f the Invention>				
,	Category	Contents		Eva	luation Grade	
		Simple technology		☐ 1 point		
]	Technology	Slightly higher technology		図 3 point		
		Advanced technology		☐ 5 point		
		Theoretically possible to implement, but has no plan for testing			□ 1 point	
	Possible	Developments in related technologies are required first for testing			☐ 2 point	
	Implementation	Currently testing or planning to test		☐ 3 point		
,		Tested and obtained satisfactory results (Attach Documents)		☐ 5 point		
		Preparing or currently implementing into one's business			☑ 7 point	
	Effects	What is the level of improvement? (Simplification of processes, yield, cost etc.)		□ 3	☑ 2 ☐ 1 point	
H		Defending the rights in disclosing the technology			□ 1 point	
Te	Importance	Adaptable (or scheduled) for mass production		図 3 point		
Ition		Absolutely necessary to obtain exclusive technology	☐ 5 point			
Iven	Note: * The Inve		(15)Point			
Statement by Manager of Invention Team	* Evidence Impleme * The Eval <evaluation fo<="" td=""><td></td><td>of "Poss</td><td>sibility for</td></evaluation>		of "Poss	sibility for		
by	Status of	* Applied Product:	cases applied to multiple			
ment	products to which the	* Related Technology:	produ	ducts, list all product names. future cases to be applied,		
state	invention was applied	* Applied Period:		the estimated period.		
19821			Г	esignatio	on of Countries	
		☐ Absolutely necessary ☐ Observe for a year after filing domestically	1st P	riority		
		□ Not necessary	2nd I	Priority		
		•	3rd F	Priority		
		☐ Direct National Filing ☐ EPO Filing ☐ PCT Filing	4th F	riority		
			5th F	riority		
	Evaluation	Technological Factor	6th F	riority		
		·	7th P	riority		
			8th F	riority		
		Economical Factor			aluator	
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	Primary Inventor	Name	(Korean) 박 정 희			(S/W) Development Group (Network) Team							
			(Chinese) 朴 正 禧		Position SW		Employee ID No. H26771		Tel (8040)				
	nary	:	(English) Park Jung Hee		R	Residence ID 740320-1222					2320		
	Pri	E-mail	mirine@hysyscomm.com Add				5-1, Ami-1 ggi-do 467		bal-eub, Ic	heon-si,	Signature	signed	
			(Korean)			()	Dev	elopmen	t Group () Tea	m	
		Name	(Chinese)		Posi	tion		Employee ID No.		Tel ()		
			(English)		Resi	Residence ID -						%	
		E-mail		Addr	ess						Signature		
			(Korean)			()	Dev	elopmen	t Group () Tea	m	
		Name	(Chinese)		Posi	tion			ployee) No.		Tel ()	
ation			(English)		Resi	dence I	D					%	
Inventor Information		E-mail	Addr								Signature		
	0 r		(Korean)			()	Dev	elopmen	t Group () Tear	m	
Inven	Joint Inventor	Name	(Chinese)		Posi	tion			ployee No.		Tel ()	
	oint I		(English)		Resi	dence I	D					%	
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Note		E-mail	addross and a mail address	Addr	ess						Signature		

Note: 1. The full address and e-mail address are required.
2. Write the full name in English.

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발명의 명세서

1. 발명의 명칭

발명의 실질적 내용에 대해 가장 적절히 표현할수 있는 명칭을 간결하고 명확하게 기재하되 약자는 가급적 피해주시기 바람.

HAMS-5 switched router의 IFCA(Ip Forwarding Control Board Assembly)-ENLA(Ethernet Link Board Assembly) <-> ENLAEthernet Link Board Assembly)-IFCA(Ip Forwarding Control Board Assembly) 를 통한 IFCA의 ROUTE기능과 ENLA의 Enternet switching기능에 의한 IP 서비스

2. 발명의 상세한 설명

1)산업상의 이용분야

발명이 무엇에 관한 것이며,어느 기술분야에 적용되는지를 기재하고,타 기술 분야에서도 활용이 가능하면 그 기술분야도 기재하시기 바람

- 1. 위 발명은 IP 서비스 기능을 이용한 HAMS-5간의 각 node들 간에 Ehternet 서비스를 수행.
- 2. HAMS-5기능들중에 Ethernet서비스를 할 수 있도록 Router사이에 Ethernet관련 서비스에 적용된다.
- 3. Router끼리 Ethernet으로 Path를 설정하지 않고 Atm으로 Path를 연결하여 보다 빠르고 다양한 서비스 제공이 가능하다.

2)종래기술의 설명 및 그 문제점

- *본 발명이 속하는 기술분야에서 본 발명과 연관되는 종래기술이 어떻게 실시되는지 기술적 구성이나 개요를 비교적 상세히 설명하고.그 문제를 기재하기 바람.
- *본 발명과 관련된 참고문헌이나 특허공보가 있으면 문헌명이나 공보번호를 기재하고,·그 자료를 본 명세서에 첨부하시기 바람.

종래의 기술은 ENLA 자체, 또는 IFCA 자체에 대해 기능 시험을 하는 단계였다.

자체 기능도 되지 않는 상황이었고 이와 같은 경우에 ENLA 자체내부 디바이스,

IFCA 내부 디바이스에 대한 검증만 수행한다.

이로 인해 ENLA, IFCA간에 연결되는 경로는 검증하지 못하는 제한이 있다. 그리고 실질적인 Ethernet 서비스 기능을 시험하지 못하는 제약이 있다.



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3)종래 문제점을 해결하기 위한 본 발명의 기술적 원리

- *본 발명에서 상기와 같은 기술적 문제점을 어떻게 해결하고 있는지 그 해결책의 요지만을 기재하고, 그 상세한 설명은 다음항에 기재하기 바람.
- *어떤 효과를 지닌 어떤기술을 사용하여 어떤 문제점을 해결하였다는 등
- 1. 종래의 기술적 문제를 해결하기 위해 ENLA, IFCA간의 Atm Path 시험 경로를 구성.
- 2. IFCA, SOLA간의 Atm Path 시험 경로 구성.
- 3. MP(Main Processor)에서 네트웍에 대한 정보를 설정하여 IFCA에게 네트웍 정보를 설정.
- 4. ENLA에서 관리 하는 각 Node들의 Mac_Address를 Table로 유지하여 Mac_Switching 기능이 되도록 설정.
- 5. IFCA에서는 ENLA, SOLA와 Atm-Path 연결 설정을 수행하고 네트웍 정보를 구성.
- 6. IFCA 의 Default Routing table을 Sola로 정하여 ATM Path를 통하여 다른 Router로 데이타를 보낼수 있도록 한다.
 - 이를 통해 ENLA-IFCA-SOLA <-> SOLA-IFCA-ENLA 에 이르는 경로에 대한 데이터 전송 기능 수행을 수행한다.

4)본 발명의 구성 및 그 전반적인 동작설명

*본 발명은 본 발명이 속하는 기술분야 또는 연관된 기술분야에 종사하는 기술자라면 누구라도 실시할수 있을 정도로 상세하고도 정확한 표현으로 기재하시기 바람.

- 1. IFCA(Ip Forwarding Control Board Assembly)
 - 1.1 메인 프로세서(MP)에서 Router간에 Routing정보를 주고 받을 수 있는 Path룔 ENLA 가상의 네크웍 정보를 IFCA에 설정.
 - 1.2 ENLA Port에 연결되는 각 Node들의 GateWay를 설정.
 - 1.3 IFCA가 네트웍 정보를 받아 IP Routing할수 있는 서비스 준비를 하고 ENLA Port에 연결되는 각 Node둘의 GateWay를 설정한다.
- 2. ENLA(Ethernet Link Board Assembly)
 - 2.1 ENLA에서는 각 node들로부터 전달되는 Source Mac_Address를 table로 관리한다.
 - 2.2 ENLA에서 관리하는 Mac_Address table은 timer를 두고 들어 오지 않는 node에 대해서는 Table에서 삭제한다.
 - 2.3 ENLA에서는 IFCA가 보내주는 Packet의 Destination Mac_Address를 보고 어느 Port 로 보낼지 판단하여 해당 Mac Address가 등록된 Port로 Packet을 보낸다.
- 3. 기본적인 동작 예.

IFCA, ENLA의 기본적인 setting이 끝났율때

- 3.1 어느 Node에서 다른 Router의 다른 network를 가진 Node와 통신하고자 한다.
- 3.2 처음에 Node에서 연결하고자 하는 Node에게 Packet을 던진다.
- 3.3 이 Packet은 Enla를 타고 Atm-Switch를 타고 IFCA로 들어 간다.
- 3.4 IFCA는 가지고 있는 Routing table을 참조 하여 어디로 보낼지를 결정한다.
- 3.5 IFCA가 다시 ENLA로 보낸 Packet은 다른쪽 Router의 ENLA로 들어 간다.
- 3.6 Atm-Switch를 거쳐 다시 IFCA로 Packet이 전달되고 IFCA에서는 어디로 보낼지 결정한다. 🦠
- 3.7 Packet은 IFCA에서 ENLA로 보내게 된다.
- 3.7 Packet은 IFCA에서 ENLA도 모내게 된다. 3.8 ENLA에는 Packet에 있는 destination mac_address를 보고 Mac_Address Table에서
- 3.9 찾은 mac_address에 해당하는 Port로 Packet을 보내게 된다.

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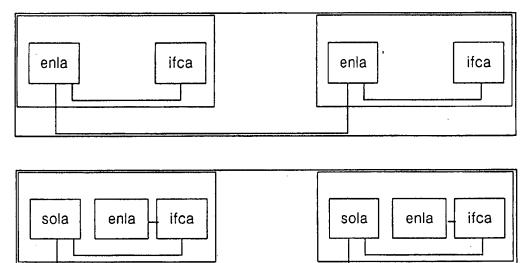
4) 항에서 계속

- 4. Router 간에 Atm Path를 통한 Ethernet 서비스.
 - 4.1 LAN Cable을 이용하여 ENLA끼리 연결하는 것이 아니다.
 - 4.2 IFCA에서 Atm Path를 Sola와 연결하여 Router간에는 Sola와 Sola로 Atm Path로 연결을 하게된다.
 - 4.3 ENLA-IFCA-SOLA <-> SOLA-IFCA-ENLA
 - 4.4 초기 보드들이 Setup이 이루어 질때 ENLA, IFCA, SOLA사이의 Atm Path는 default로 잡히게 설정.
- 5. Router간에 Lan-cable연결과 Sola를 통한 Atm Path의 차이.
 - 5.1 Sola를 통한 Atm Path가 Lan-cable을 통한 연결보다 속도가 빠르다.
 - 5.2 5.3에서 나타낸것을 보면 별차이는 없어 보인다. 하지만 ENLA를 거치지 않고 직접 SOLA를 거쳐 IFCA로 가면 중간에 delay를 줄일 수 있다.
 - 5.3
- 5.2.1 Lan-cable을 통한 연결에서 Node상의 경로.
 Node<->ENLA<->IFCA<->ENLA<->IFCA<->Node
- 5.2.2 Atm Path를 통한 연결에서 Node상의 경로. Node<->ENLA<->IFCA<->SOLA<->IFCA<->ENLA<->Node
- 6.
 - 6.1 ENLA에서 4Port를 하나의 네트웍으로 구성할 수 있다.
 - 6.2 ENLA에서 2Port씩 두개의 서브 네트웍으로 구성할 수 있다.

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- 5)본 발명의 다른 실시예
- 4)항에 기재된 본 발명의 주요 실시에 이외에 다른 실시에가 있으면 도면을 도시하고, 그 내용을 실시할 수 있을 정도로 구체화 하여 기재.
- 1. Router간에 Lan cable을 사용하지 않고 Atm Path를 통한 연결을 설정한다. 이렇게 하면 좀 더 속도면에서 향상시킬수 있다.
- 2. Router간 Atm-Path 연결.



6)본 발명의 효과

본 발명과 종래기술과의 구성 및 동작의 차이에서 오는 효과를 구체적으로 기재하고,부수적으로 발생되는 이점도 기재하나,단 기술적인 근거가 없는 막연한 경제적 효과 등은 기재 불필요.

- 1.1 ENLA는 Mac_Switching관련 기능을 수행함으로 기능의 구분및 차후 기능추가의 용이.
- 1.2 IFCA는 Routing관련 기능을 수행함으로 기능의 구분및 차후 기능추가의 용이.
- 1.3 SOLA를 통한 Atm-Path의 연결에 의한 Atm Switched Router간의 Lan-cable연결에 비해 빠른 전송서브시를 제공할수 있다.

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3. 발명의 권리보호 범위

본 항은 발명의 명세서에 기재된 내용중 권리로서 보호 받고자 하는 사항을 기재하되, 본 발명에 의해 새롭게 창작된 구성 혹은 기능만을 기재함.특히 그중 보호를 받아야할 부분 이나. 또 다른 실시예가 있는 경우 이를 다른 항으로 명확하고,간결하게 기재하시기 바람.

- 1. ENLA, SWITCH, IFCA, SOLA 간 데이터 전송을 위한 경로 설정 및 경로 설정 해제 기능
- 2. 운용자가 원하는 네트웍정보를 입력 받아 라인카드 초기 Setup시 네트웍정보를 받아 네트웍을 구성하는 기능.
- 3. 네트웍 구성시 서브네트웍을 1개 또는 2개로 구성할수 있는 기능.
- 4. 같은 서브네트웍인 경우 IFCA까지 가지 않고 바로 Mac_Switching할수 있는 기능.



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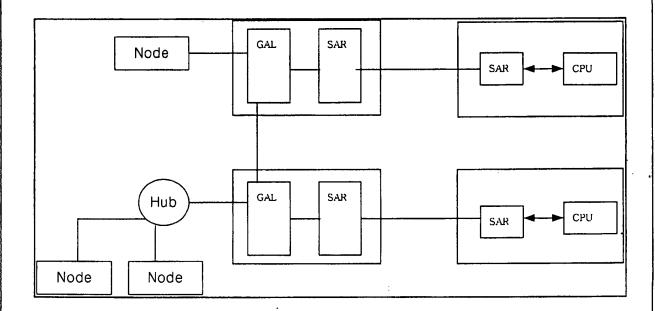
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4. 도면의 간단한 설명

- ※도면의 도시된 내용에 따라 발명자가 의도했던 내용이 변할수 있으므로 본 발명서에 필요한 도면을 정확하게 표시하여,명세서 뒤에 반드시 첨부하시기 바람.
- ※ ①전자전기회로 관련 출원은 회로도,블록도,FLOW CHART,특성그래프 등이 첨부되어야함.
 - ②기계관련 출원은 전체 구조도,상세 구조도,투시도 등이 첨부되어야 하며,
- ③공정관련 출원은 전체공정 계통도와 상세공정도 및 특성그래프 등이 첨부되어야 함.
- ※본 항에 예를들에 "제1도는 XXX 회로도,제2도는 ...소자의 단면도~ ,"와 같이 기재바람.
- ※도면의 필요한 부분에 대해서는 그 명칭을 본 항 하단부 아래에 기재하시기 바람.

(<예>1:제어부 2:감지부)

- 1. 밑에 있는 도식은 Router간에 ENLA 보드사이에 Lan cable을 이용하여 Router를 연결하여 운용.
- 2.
- Node -> Galileo -> SAR(ENLA) -> SAR(IFCA) -> CPU(IFCA) ->
 - <- Galileo <- CPU(ENLA) <- SAR(ENLA) <- SAR(IFCA) <-
 - -> Galileo -> SAR(ENLA) -> SAR(IFCA) -> CPU(IFCA) ->
- Node <- Hub <- Galileo <- CPU(ENLA) <- SAR(ENLA) <- SAR(IFCA) <-



Case No.: 05-500-B

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA

the specification	of which is	attached	hereto unless	the fo	llowing	space is	checked:
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was filed on July 11, 2006 as United States Application Serial Number 10/585,586.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 (including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application).

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

	<u>Number</u>	Country	Day/Month/Year Filed
1.	PCT/KR2005/000133	PCT	14 January 2005
2.	10-2004-0002981	Korea	15 January 2004

I hereby appoint the practitioners associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and I direct that all correspondence be addressed to that Customer Number.

Customer Number: 020306	
Principal attorney or agent:	Robert J. Irvine, III
Telephone number: 312-913-0001	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inve	ntor: Jung Hee PARK	
Inventor's signature:	Date:	11.60
Residence:	San 136-1, Ami-ri, Bubal-eub Icheon-si, Gyeonggi-do 467-860, Republic of Korea	τ, .
Citizenship:	Republic of Korea	120
Post Office Address:	San 136-1, Ami-ri, Bubal-eub Icheon-si, Gyeonggi-do 467-860, Republic of Korea	*

ASSIGNMENT

Case No.: 05-500-B Serial No.: 10/585,586

Inventor: Jung Hee PARK

Date of Execution of Application:

Filing Date: July 11, 2006

In consideration of One Dollar (\$1.00) and other good and valuable considerations in hand paid, the receipt and sufficiency whereof are hereby acknowledged, the undersigned hereby assigns to:

UTSTARCOM KOREA LIMITED

its successors and assigns, the entire right, title and interest in the invention or improvements of the undersigned disclosed in an application for Letters Patent of the United States, entitled:

ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA

and identified as:

Case No. 05-500-B

in the offices of MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP and in said application and any and all other applications, both United States and foreign, which the undersigned may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent of the United States and foreign countries, which may be obtained on any of said applications, and in any reissue or extension of such patents, and further assigns to said assignee the priority right provided by the International Convention.

The undersigned hereby authorizes and requests the Commissioner of Patents and Trademarks to issue said Letters Patent to said assignee.

The undersigned hereby authorizes and requests the attorneys of record in said application to insert in this assignment the filing date and serial number of said application when officially known, and the date of execution of the application.

The undersigned warrants himself to be the owner of the entire right, title and interest in said invention or improvements and to have the right to make this assignment, and further warrants that there are no outstanding prior assignments, licenses, or other encumbrances on the interest herein assigned.

For said considerations the undersigned hereby agrees, upon the request and at the expense of said assignee, its successors and assigns, to execute any and all divisional, continuation and substitute applications for said invention or improvements, and any necessary oath, affidavit or declaration relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application, and any and all applications and other documents for Letters Patent in foreign countries on said invention or improvements, that said assignee, its successors or assigns may deem necessary or expedient, and for the said considerations the undersigned authorizes said assignee to apply for patents for said invention or improvements in its own name in such countries where such procedure is proper and further agrees, upon the request of said assignee, its successors and assigns, to cooperate to the best of the



ability of the undersigned with said assignee, its successors and assigns, in any proceedings or transactions involving such applications or patents, including the preparation and execution of preliminary statements, giving and producing evidence, and performing any and all other acts necessary to obtain, maintain and enforce said Letters Patent, both United States and foreign, and vest all rights therein hereby conveyed in the assignee, its successors and assigns, whereby said Letters Patent will be held and enjoyed by the said assignee, its successors and assigns, to the full end of the term for which said Letters Patent will be granted, as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment had not been made.

WITNESS my l	hand and seal this	day of,	
		Jung Hee PARK	
State of			
County of			
The fore	egoing instrument was acknowl	rledged before me this day of	
	,by		
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EXHIBIT 2

US 10/585,586 DOC. 2



박 정 희 님 귀하

경기도 이천시 부발읍 아미리 산 136-1

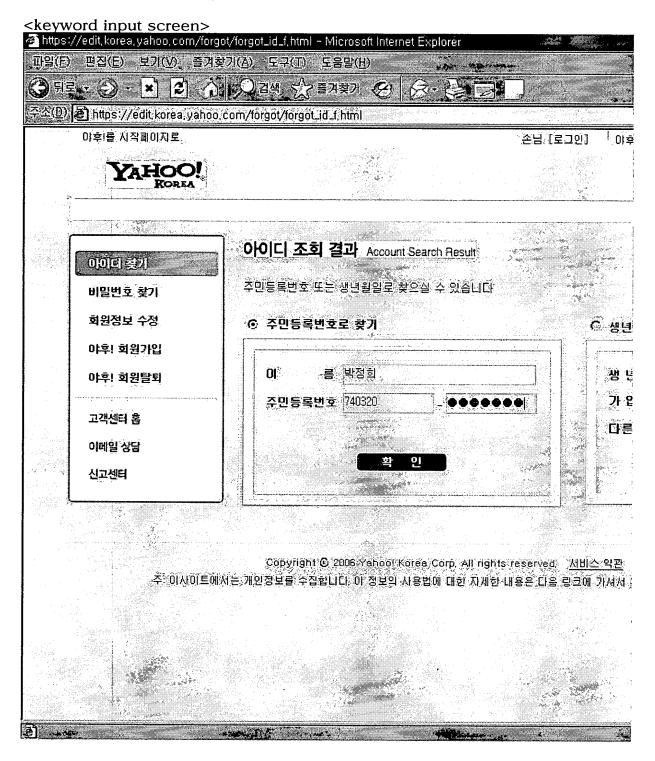


Incorrect address Σ Recipient refused to accept package Kim & Chang Mr. Jung Hee PARK San 136-1, Amiri, Bubal-eub, Icheon-si, Gyeonggi-do 467-860, Republic of Korea [Reason for Return]
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[Translation]

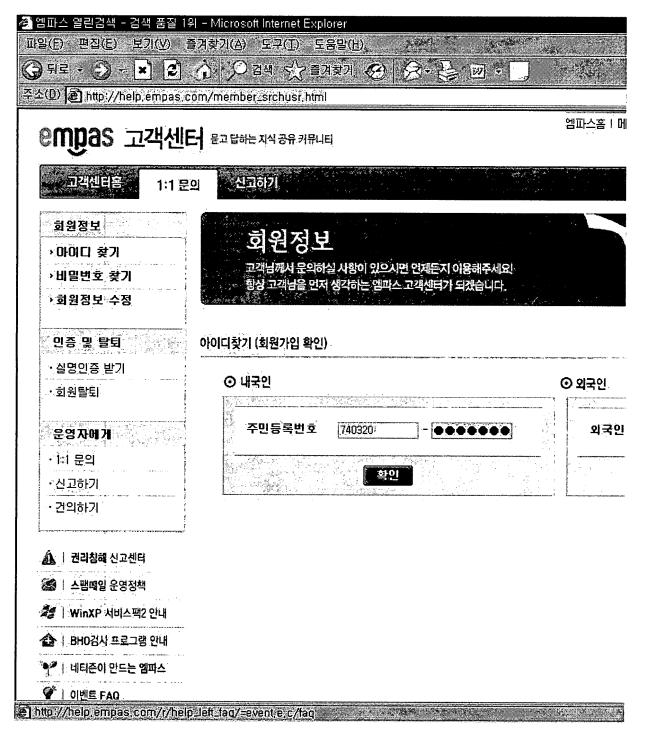
EXHIBIT 3

(1) Search from www.yahoo.co.kr Web-mail account search: keywords "PARK, Jung Hee in Korean" & "740320-1222320" (Residence ID)

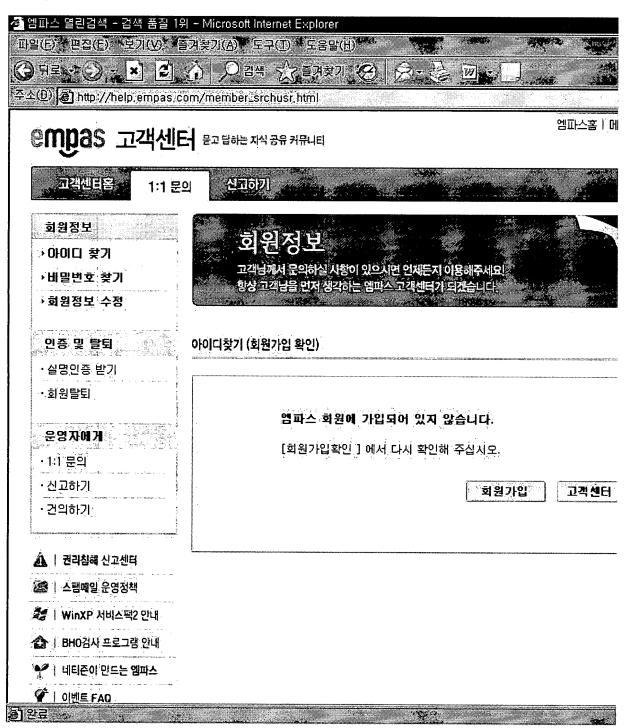


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2 https://edit.korea.yahoo.com/orgo/lorgor_id_http://cai=id&stype=i&err=E_NODATA.- Microson Internet Explorer 파알(E) 편집(E) 보기(Y) 즐겨찾기(A) 도구(D) 도움말(H) 위로 -
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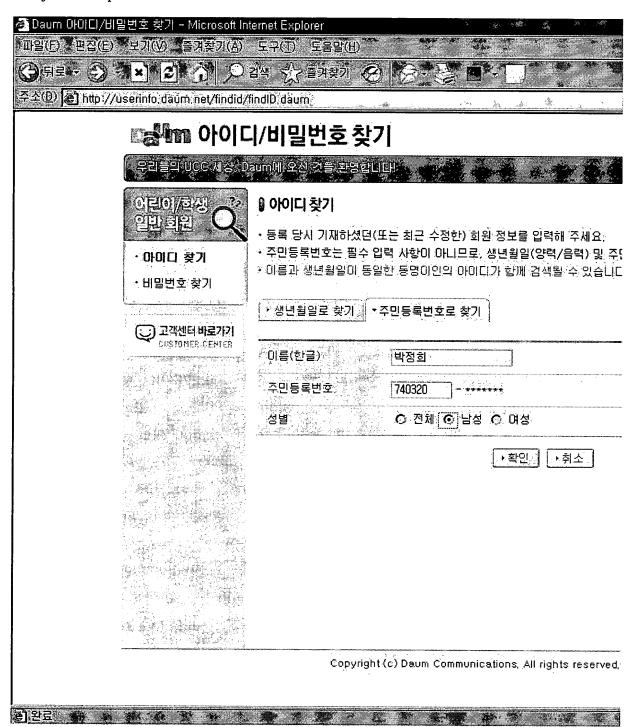


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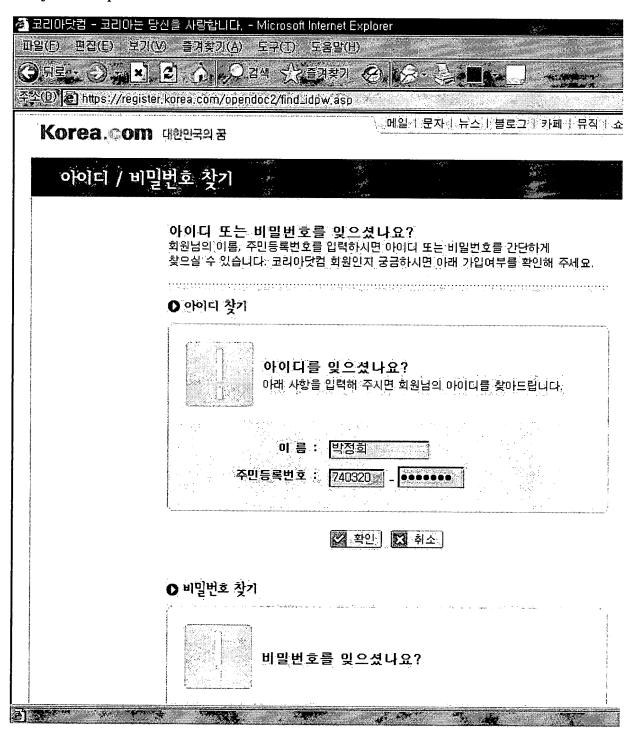


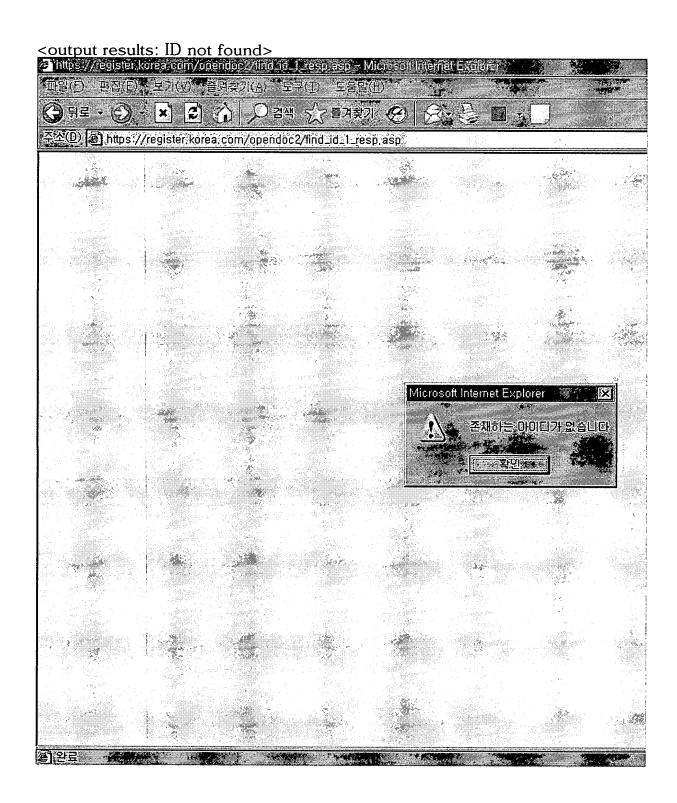
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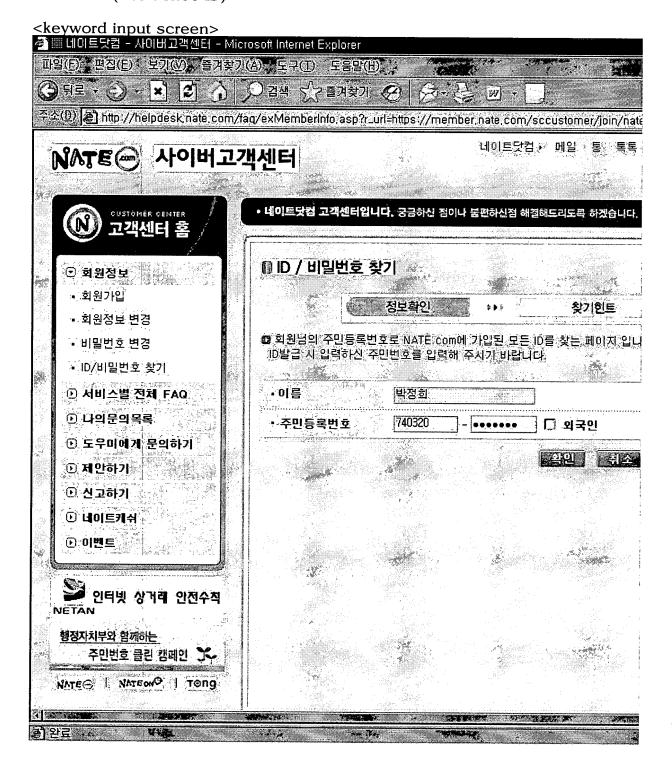
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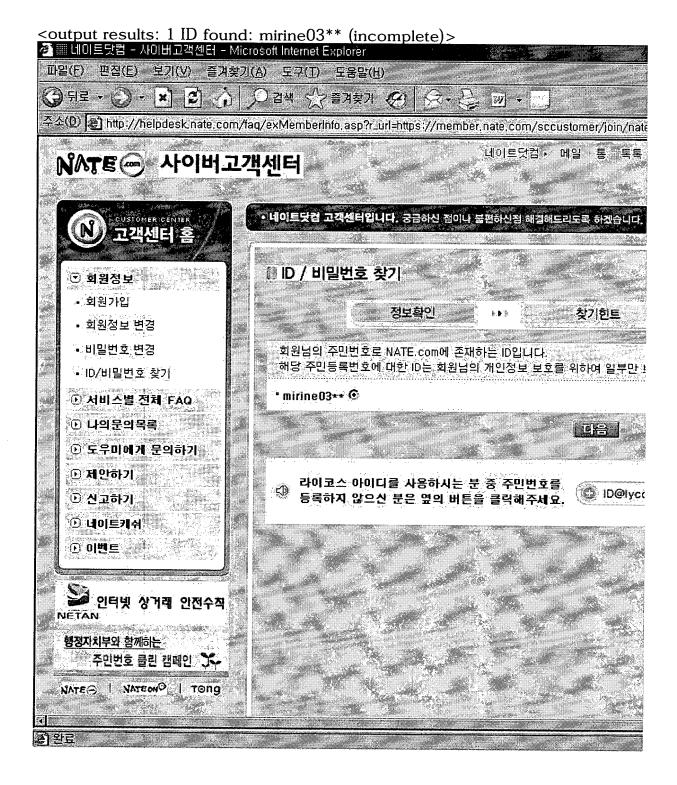
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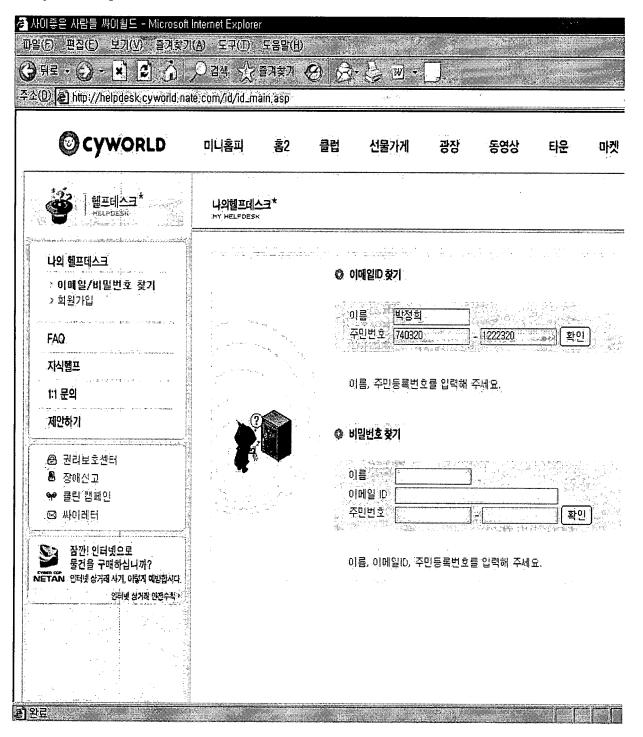
(5) Search from www.nate.com Web-mail account search: keywords "PARK, Jung Hee in Korean" & "740320-1222320" (Residence ID)





(6) Search from www.cyworld.co.kr Web-mail account search: keywords "PARK, Jung Hee in Korean" & "740320-1222320" (Residence ID)

<keyword input screen>



<output results: 1 complete ID found (goinha@hanmail.net)> 결사이좋은 사람들 싸이월드 - Microsoft Internet Explorer 파일(F) 편집(E) 보기(Y) 즐거찾기(A) 도구(T) 도움말(H) 李소⑫ **a** http://helpdesk.cyworld.nate.com/id/id_main.asp CYWORLD 미니홈피 홈2 클럽 선뭄가게 광장 동영상 타운 나의헬프데스크* 나의 헬프데스크 이름과 주민번호로 가입하신 싸이윌드 아이디를 찾으셨나요? > 이메일/비밀번호 찾기 비밀번호를 찾으실 경우 가입하신 이메일ID, 휴대폰, 신분증을 이용하여 찾으실 회원가입 다. [자세한 설명] FAQ ■ 이메일ID 찾기: 이메일 지식헬프 박정희 회원님의 이메일ID는 goinha@hanmail.net이 1기 문의 2002년 12월 31일 가입하셨습니다. 제안하기 로그인 비밀번호찾기 🖹 권리보호센터 ① 본인이 가입하지 않았거나 도용된 것이라면 이메일ID 찾기 🚨 장애진고 신고하기를 이용해주세요 ❤ 클린캠페인 ☑ 싸이레터 잠깐! 인터 >> 물건을 구매하십니까? NETAN 인터넷상거리사기, 이렇게 여방합시다. 인터넷 상거라 인진수식 다

(7) Search from www.paran.com

Web-mail account search: keywords "PARK, Jung Hee in Korean" & "740320-1222320" (Residence ID)

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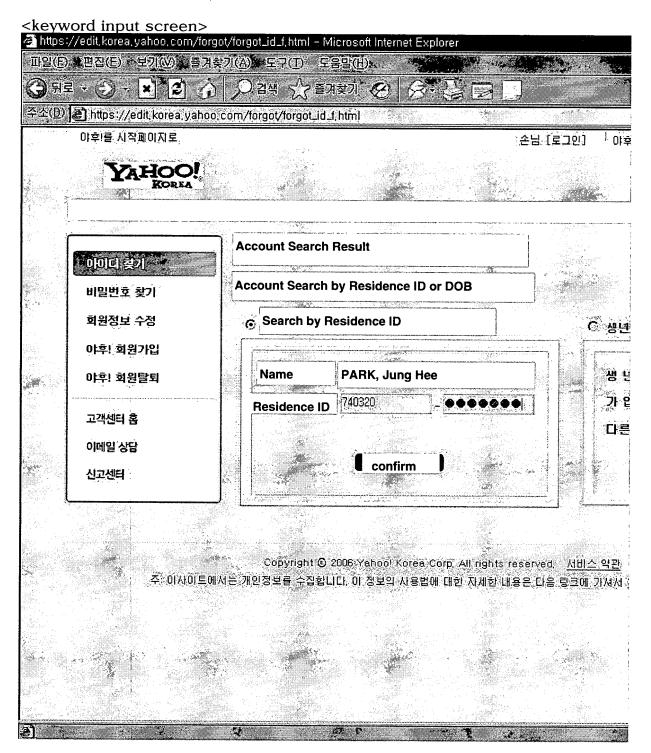
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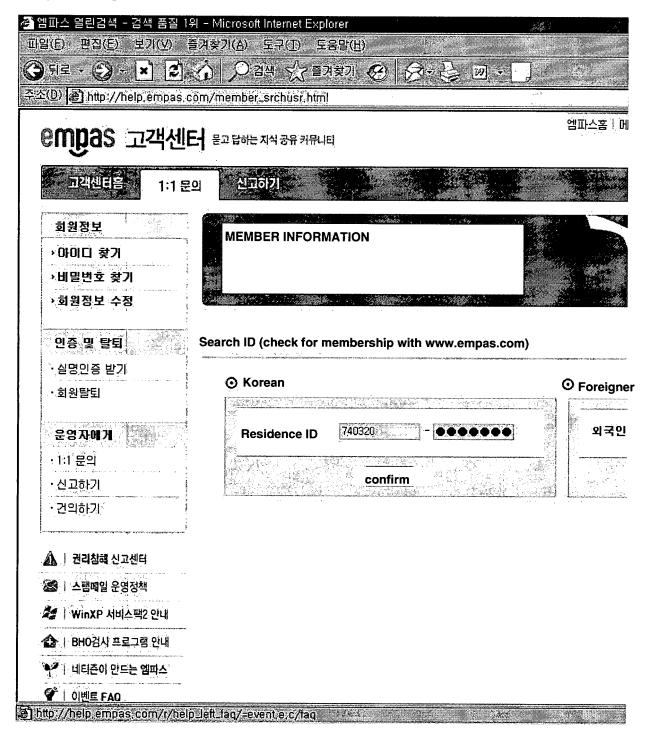
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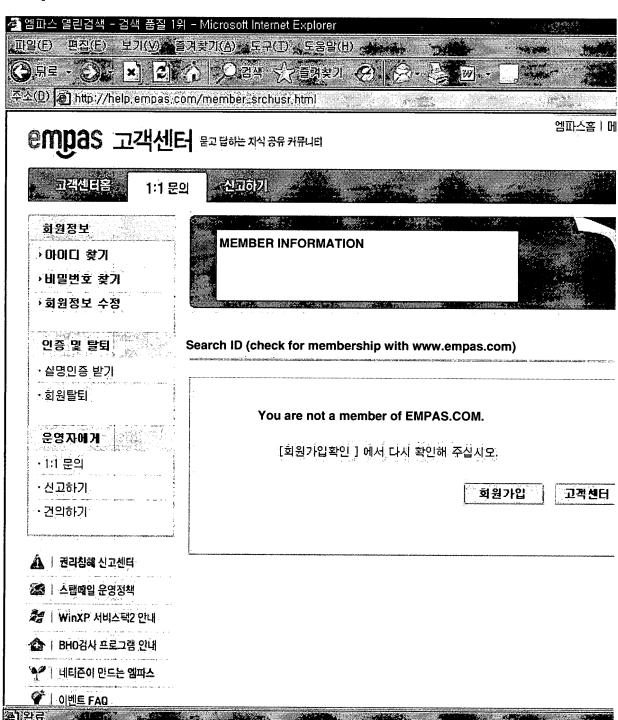
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(2) Search from www.empas.com Web-mail account search: keywords "PARK, Jung Hee in Korean" & "740320-1222320" (Residence ID)

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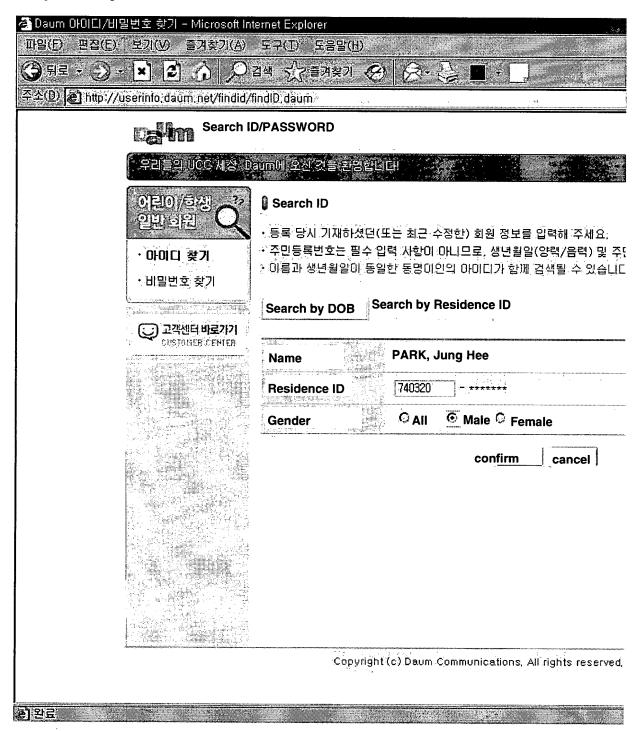


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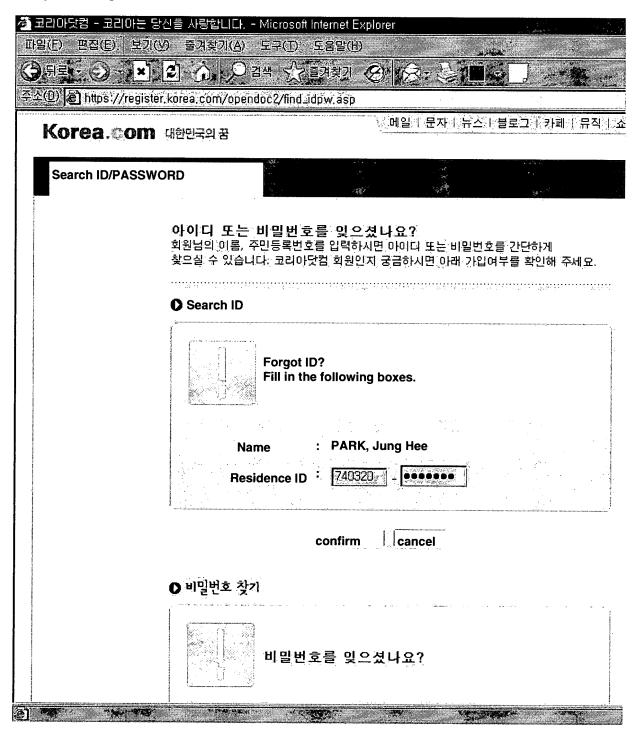


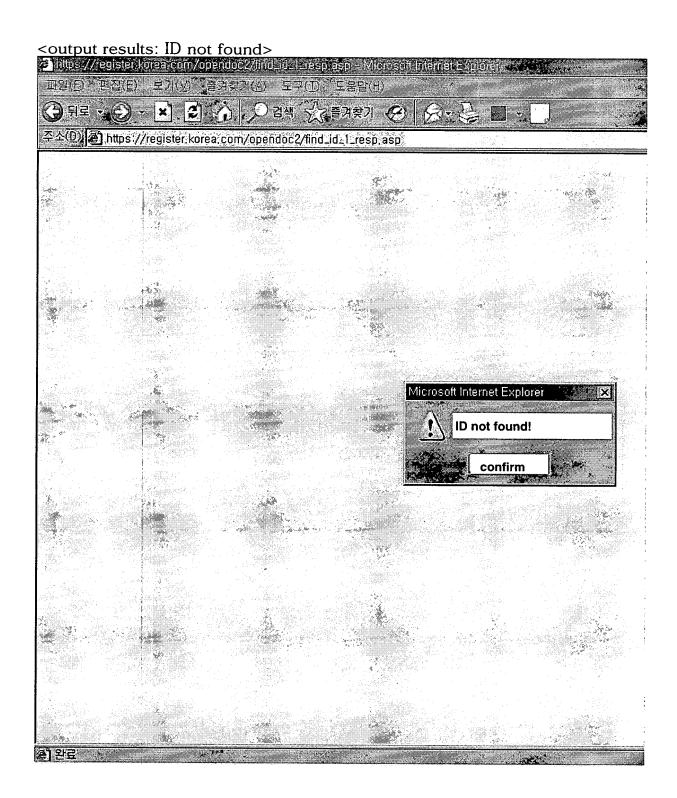
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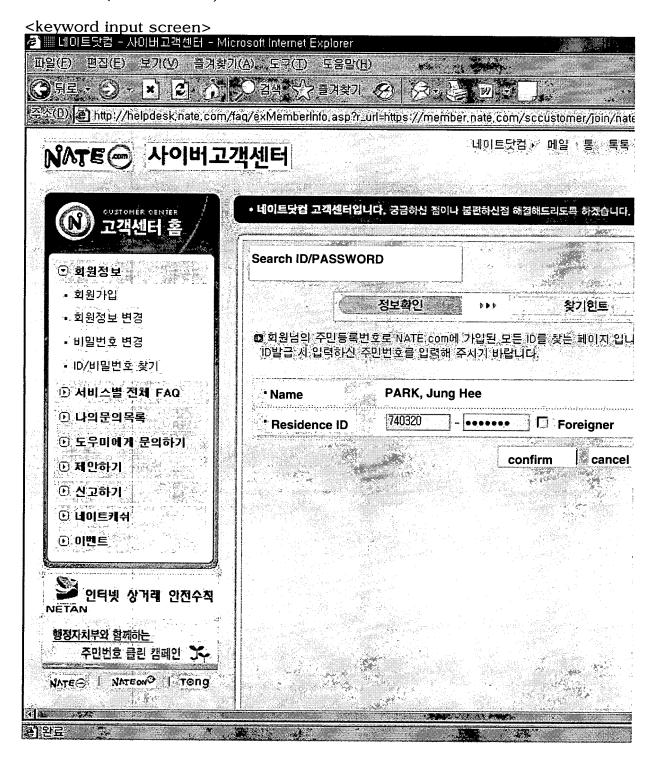
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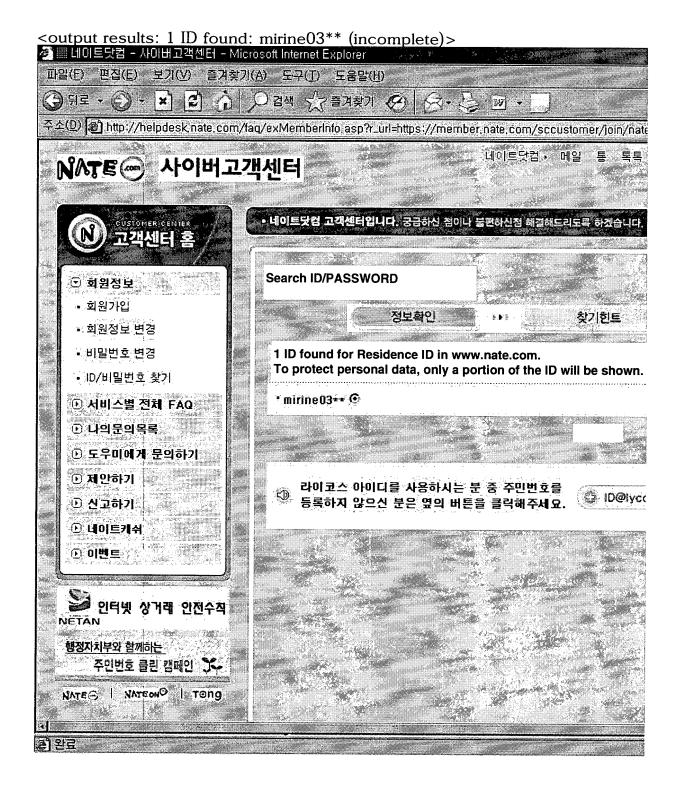
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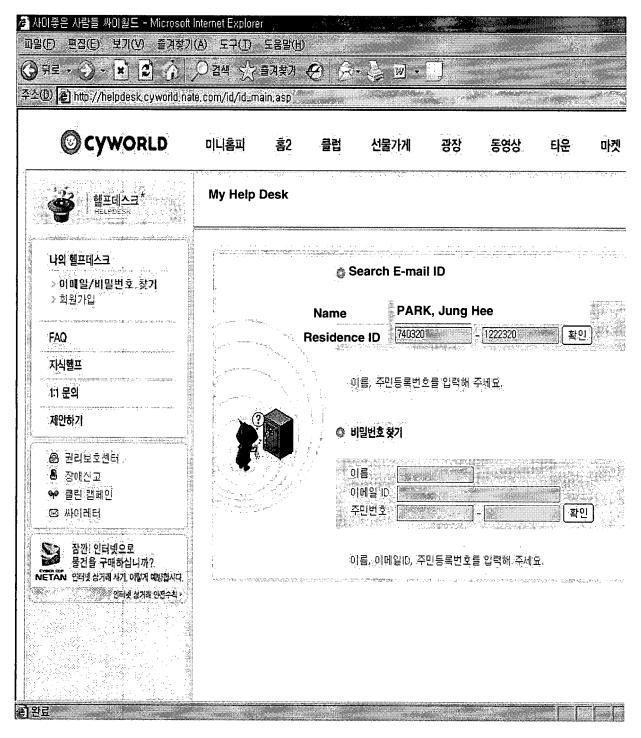
(5) Search from www.nate.com Web-mail account search: keywords "PARK, Jung Hee in Korean" & "740320-1222320" (Residence ID)





(6) Search from www.cyworld.co.kr Web-mail account search: keywords "PARK, Jung Hee in Korean" & "740320-1222320" (Residence ID)

<keyword input screen>



<output results: 1 complete ID found (goinha@hanmail.net)> 출사이좋은 사람들 싸이월드 - Microsoft Internet Explorer 마일(F) 편집(E) 보기(V) 즐거찾기(A) 토후(T) 도움말(H) () 뒤로 ♥ () 至全(D) @ http://helpdesk.cyworld.nate/com/id/id_main.asp CYWORLD 미니홈피 熹2 클럽 선물가게 광장 타운 동영상 My Help Desk 나의 헬프데스크 이름과 주민번호로 가입하신 싸이윌드 아이디를 찾으셨나요? > 이메일/비밀번호 찾기 비밀번호를 찾으실 경우 가입하신 이메일ID, 휴대폰, 신분증을 이용하여 찾으실 🤈 회원가입 다. [자세한 설명] FAQ Search E-mail ID 지식혤프 You are member "PARK, Jung Hee" as of December 31, 2002 and your e-mail ID is 17 문의 "goinha@hanmail.net." 제인하기 로그인 비밀번호찾기 권리보호센터 ① 본인이 가입하지 않았거나 도용된 것이라면 . 🚨 장애신고 신고하기를 이용해주세요. ❤ 클린캠페인 ☑ 싸이레터 잠깐! 인터덧으느 물건을 구매하십니까? 잠깐! 인터넷으로 NETAN 인터넷 상거래 시기, 이렇게 예방합시다.

(7) Search from www.paran.com

Web-mail account search: keywords "PARK, Jung Hee in Korean" & "740320-1222320" (Residence ID)

<keyword input screen> 🥝 파란 ∽ 고객센터 - Microsoft Internet Explorer 파일(F) 편집(E) 보기(V) 즐겨찾기(A) 도구(T) 도움말(H) ○ 검색 〈/〉즐거찾기 〈오〉 (A) 別로 + (S) + 💌 至全即 **a** https://user.paran.com/paran/findinfo/findid_main.jsp 파란홈》 메일 • 디스크 • 블로그 • 뉴스 • 쇼핑 • 거 **Customer Center** Paran ◎ 고객센터 홉 > 회원정보 > OH이디 찾기 Search ID ▶회원정보 이름과 주민등록번호를 입력해주세요. • 아이디 찾기 입력하신 정보는 아이디 찾기 이외의 목적으로 사용하지 않습니다. • 비밀번호 찾기 · 회원개인정보 변경 반드시 본인의 주민등록변호를 이용하며 확인하셔야 합니다. • 비밀번호 변경 • 회원탈퇴 신청 다른 사람의 주민등록번호를 단순 도용하는 경우도 주민등록법에 의해? ▶ E-mail 문의 Name PARK, Jung Hee ▶ 요금관련 문의 740320 Residence ID ▶ 제안합니다 주민등록번호가 없는 회원(외국인, 해외거주자)의 경우 파란고객센터로 › 신고합니다' ▶ 문의메일 보내기 (파란 고객센터, Tel ; 1588-5668 / Fax ; 02-2670-70 파란케쉬 아이디 찾기 권리침해신고센터 STATEMENT CENTER ▶ 전화문의 전화 1588-5668 팩스 02-2670-7000 월~금: 09:00 ~ 18:00 토 : 09:00 ~ 13:00 원격고객상담

2007

<output results: 1 ID found: mirine***0@paran.com (incomplete) > 🥝 파란 ∽ 고객센터 - Microsoft Internet Explorer 파일(F) 편집(E) 보기(\underline{V}) 즐겨찾기(\underline{A}) 도구(\underline{T}) 도움말(\underline{H}) 의검색 수수 즐거찾기 🚱 李소(D) **@** https://user.paran.com/userAction.do?method=findidMain. 파란홈* 메일·디스크·블로그·뉴스·쇼핑·거 **Customer Center** Paran ◎ 고객센터 홈 > 회원정보 > OH이다 찾기 Search ID 회원정보 You are member "PARK, Jung Hee" as of August 7, • 아이디 찾기 2006 and your e-mail ID. To protect personal data, • 비밀번호 찾기 only a portion of the ID will be shown. · 회원개인정보 변경 • 비밀번호 변경 • 회원탈퇴 신청 mirine *** 0@paran, com ID ▶ E-mail 문의 2006-08-07 Member as of: ▶ 요금관련 문의 만일 고객님께서 직접 가입하신 아이디가 아닌 경우, [개인정보도용 ▶ 제안합니다 》신고합니다_? 비밀번호 찾기 로그인 파란케쉬 권리점해신고센터 > 전화문의 전화 1588-5668 팩스 02-2670-7000 월~금: 09:00 ~ 18:00 臣:09:00~13:00 (일요일,공휴일은 쉽니다) 원격고객상담 2007 **후)** 완료

EXHIBIT 4

ziwlim (Ji-Won Lim)

보낸 사람: zjwlim (Ji-Won Lim)

보낸 날짜: 2007년 2월 28일 수요일 오후 6:29

받는 사람: 'goinha@hanmail.net'; 'mirine0320@paran.com'

참조: jyklm1 (Joo-Young Klm)

제목: [박정희님] 김.장법률사무소입니다. (FE251546)

첨부 파일: FE251546-박정희-안내문,발명신고서.pdf; FE251546-박정희-서명서류.pdf; 05-500-B-

Specification.pdf

수 신: 박정희님

경기도 이천시 부발읍 아미리 산 136-1 (우. 467-860)

제 목: 미국 특허 출원 제 10/585,586 호

<u>당소 정리 번호: FE251546</u>

귀하의 사업에 무궁한 발전을 기원합니다.

당소는 유티스타콤 코리아 유한회사의 대리인인 김장법률사무소입니다.

귀하께서는 2002년도에 현대전자산업 주식회사/현대시스콤 재직 중에 개발하신 아래의 발명에 대한 권리를 당시 소속회사의 직무발명 양도규정에 따라 소속회사에 양도하였으며, 현재 이 발명에 대해 특허를 받을 수 있는 권리는 귀하의 소속회사로부터 당소의 의뢰인인 유티스타콤 코리아 유한회사로 이전되어 있는 상태에 있습니다. 이 발명에 대하여는 한국 특허출원을 하고 이어서 현재 미국 특허출원을 진행 중에 있는데, 미국의 특허제도에 따르면 출원시 발명자가 출원인이 되어야 하기 때문에 미국 특허청은 특허를 받을 수 있는 권리가 당소의 의뢰인에게 있다 하더라도 첨부된 바와 같은 서류에 출원인으로서 발명자가 직접 서명한 후 이를 제출하도록요구하고 있습니다.

첨부된 서류 중 양도증(assignment)과 관련해서는, 귀하께서 이미 이 발명에 대한 권리를 양도한 상태이기 때문에 첨부된 양도중은 이를 확인하는 절차에 불과하며 새로이 무언가를 양도하는 것은 아님을 알려드립니다. 발명자 선언서(declaration)는 귀하께서 이 발명의 발명자임을 선서하는 내용으로 되어 있습니다.

이와 같은 사정으로 상기 서명서류 및 미국특허청에 제출된 명세서를 보내드리오니 <u>검토 및 서명 후 당소로 반송하여 주시기를</u> 부탁드립니다. 반송은 퀵서비스(착불) 등 귀하께서 편한 방법으로 아래의 당소 주소로 해 주시고 어떤 경우에든 당소에서 비용을 부담할 것이오니 비용 영수증 등도 함께 반송하여 주시면 감사하겠습니다.

문의사항이 있으시면 아래의 담당자 연락처로 연락주시기 바랍니다.

김.장법률사무소

변리사 김 주 영 (전화: 02-2122-3561) 과장 임 지 원 (전화: 02-2122-3838)

점부물있음: 2006년 12월 1일자 당소서신 및 발명신고서

서명서류(발명자선언서 및 양도증) 미국특허청에 제출된 명세서

Ji-Won Lim

zjwlim@ip.kimchang.com 직통: (02) 2122 3838

金·張 法律事務所

서울시 종로구 신문로 1가 226 홍국생명빌딩 9층 우편번호 110-786

전화: (02) 764-8855 / (02) 2122-3900 (대표)

팩스: (02) 741-0328 / (02) 745-5954 / (02) 763-7434

US 10/585,586

DOC.4-2

위 전자우편에 포함된 정보는 위에 기재된 수신인만을 위해 발송되는 것으로서 보안을 유지해야 하는 정보 및 법률상 또는 다른 사유로 인하여 공개가 금지된 정보가 들어 있을 수 있습니다. 귀하가 이 전자우편의 지정 수 신인이 아니면 이를 무단으로 보유, 전송, 배포할 수 없으며, 일부의 내용이라도 공개, 복사해서는 안됩니다. 그 러므로, 잘못 수신된 경우에는 즉시 전화 또는 전자우편 주소(all@ip.kimchang.com)로 연락하여 주시고, 원본 및 사본과 그에 따른 첨부 문서를 모두 삭제하여 주시기 바랍니다. [E-mail to the inventor Jung Hee PARK from K&C staff, Jiwon Lim]

From: zjwlim (Ji-Won Lim)
Date: February 28, 2007 6:29 PM

To: goinha@hanmail.net; mirine0320@paran.com

Cc: jykim1 (Joo-Young Kim)

Subject: [To. Mr. Jung Hee PARK] An announcement from Law offices of Kim &

Chang (FE251546)

Attachment(s): FE251546-PJH-LETTER, INVENTION DISCLOSURE. pdf FE251546-PJH -SIGNATURE DOCUMENTS. PDF

05-500-B-Specification.pdf

To: Mr. Jung Hee PARK

San 136-1, Ami-ri, Bubal-eub, Icheon-si, Gyeonggi-do 467-860, Republic of Korea Re: U.S. Patent Application No. 10/585,586 (Our Ref. FE251546)

Dear Mr. Park,

We hope your business is prospering.

We are attorneys for a law firm, Kim & Chang, and contacting you on behalf of our client UTStarcom Korea Limited.

You had assigned your invention as identified on the next page to your former company in 2002, which was conceived when you were working for Hyundai Electronics Industries, Co., Ltd./ Hyundai Syscomm, Inc. under the provisions of the employee's invention compensation policy of the company. Therefore, the right to receive patent for the invention was transferred to the former company. Recently, the right to receive patent was transferred to our client, UTStarcom Korea Limited, hereinafter referred to as "UTSK" from your former company. With respect to this invention, a Korean patent application was filed and its counterpart U.S. patent application has recently been filed with the U.S. Patent and Trademark Office. According to the U.S. Patent law, the inventor is only entitled to be an applicant for a patent application. Therefore, although the right to receive patent has been transferred to our client, UTSK, the U.S. Patent and Trademark Office requires filing of documents as enclosed herewith which must be signed by the inventor.

With regard to the assignment, please be informed that signing the enclosed assignment does not mean that you newly transfer something another to somebody, it merely means

[Translation]

confirming that you had already assigned the right to receive patent in 2002. As for the Declaration, the signing the declaration means that you are declaring that you are the true and sole inventor of this invention.

As explained above, I enclose herewith these signature documents together with the specification as filed with the U.S. Patent and Trademark Office. Please review them and sign and date the marked portions, and return them to us via courier, registered mail or whatever is convenient for you. Any costs to be incurred in this connection are surely responsible to our side. Please send us any receipts for payment in return.

If you have any other questions, please contact the person as below.

Law Offices of Kim & Chang Patent Attorney Joo-Young Kim (Tel. 02-2122-3561) Assistant Manager Jiwon Lim (Tel. 02-2122-3838)

金·張 法律事務所 KIM & CHANG

서울시 종로구 신문로 1가 226 홍국생명빌딩 9 총 우편번호 110-786 전화: (02) 764-8855 / 2122-3900 Fax: (02) 745-5954 / 741-0328 / 763-7434 E-Mall: all@ip.kimchang.com

2006년 12월 1일

수 신: 박 정 희님

경기도 이천시 부발읍 아미리 산 136-1 (우, 467-860)

제 목: 미국 특허청 제출용 서명서류 송부의 건 (U.S. Serial No. 10/585,586)

당소 정리 번호 : GP048360 (FE251546)

귀하의 사업에 무궁한 발전을 기원합니다.

당소는 유티스타콤 코리아 유한회사의 대리인인 김&장 특허법률사무소 입니다.

귀하께서는 2002년도에 현대전자산업 주식회사/현대시스콤 재직 중에 개발하신 아래의 발명에 대한 권리를 당시 소속회사의 직무발명 양도규정에 따라 소속회사에 양도하였으며, 현재이 발명에 대해 특허를 받을 수 있는 권리는 귀하의 소속회사로부터 당소의 의뢰인인 유티스타콤 코리아 유한회사로 이전되어 있는 상태에 있습니다. 이 발명에 대하여는 한국 특허출원을 하고 이어서 현재 미국 특허출원을 진행 중에 있는데, 미국의 특허제도에 따르면 출원시 발명자가 출원인이 되어야 하기 때문에 미국 특허청은 특허를 받을 수 있는 권리가 당소의 의뢰인에게 있다 하더라도 첨부된 바와 같은 서류에 출원인으로서 발명자가 직접 서명한 후 이를 제출하도록 요구하고 있습니다.

첨부된 서류 중 양도중(assignment)과 관련해서는, 귀하께서 이미 이 발명에 대한 권리를 양도한 상태이기 때문에 첨부된 양도중은 이를 확인하는 절차에 불과하며 새로이 무언가를 양도하는 것은 아님을 알려드립니다. 발명자 선언서(declaration)는 귀하께서 이 발명의 발명자임을 선서하는 내용으로 되어 있습니다.

이와 같은 사정으로 첨부 서류를 보내드리오니 <u>서명 후 당소로 반송하여 주시기를</u> 부탁드립니다. 반송은 퀵서비스(착불) 등 귀하께서 편한 방법으로 아래의 당소 주소로 해 주시고 어떤 경우에든 당소에서 비용을 부담할 것이오니 비용 영수증 등도 함께 반송하여 주시면 감사하겠습니다.





반송 주소: 서울시 종로구 신문로 1가 226 홍국생명빌딩 9층 김.장특허법률사무소 (우편번호 110-786)

발명의 명칭: ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA

-담당자: 김 주 영 변리사/ 윤 지 흥 변리사 -전화: 02-2122-3561 / 02-2122-3515 -E-mail: jykim1@ip.kimchang.com

변리사 윤 지 홍 (1)

첨부있음.



金·張 法律事務所 KIM & CHANG

Hungkuk Life Insurance Building, 9F, 226 Sinmunno 1-ga, Jongno-gu, Seoul 110-786, Korea Telephone: (822) 764-8855 / 2122-3900 Fax: (822) 741-0328 / 745-5954 / 763-7434 E-Mail: all@ip.kimchang.com

December 1, 2006

To. PARK, Jung Hee

San 136-1, Ami-ri, Bubal-eub, Icheon-si, Gyeonggi-do 467-860, Republic of Korea

Re. Declaration and Power of Attorney and Assignment to be filed with U.S.

Patent and Trademark Office (U.S. Serial No. 10/585,586)

K&C Ref.: GP048360/FE251546

I hope your business is prospering.

I am a patent attorney for a law firm, Kim & Chang, and contacting you on behalf of my client UTStarcom Korea Limited.

You had assigned your invention as identified on the next page to your former company in 2002, which was conceived when you were working for Hyundai Electronics Industries, Co., Ltd./ Hyundai Syscomm, Inc. under the provisions of the employee's invention compensation policy of the company. Therefore, the right to receive patent for the invention was transferred to the former company. Recently, the right to receive patent was transferred to our client, UTStarcom Korea Limited, hereinafter referred to as "UTSK" from your former company. With respect to this invention, a Korean patent application was filed and its counterpart U.S. patent application has recently been filed with the U.S. Patent and Trademark Office. According to the U.S. Patent law, the inventor is only entitled to be an applicant for a patent application. Therefore, although the right to receive patent has been transferred to our client, UTSK, the U.S. Patent and Trademark Office requires filing of documents as enclosed herewith which must be signed by the inventor.

With regard to the assignment, please be informed that signing the enclosed assignment does not mean that you newly transfer something another to somebody, it merely means confirming that you had already assigned the right to receive patent in 2002. As for the Declaration, the signing the declaration means that you are declaring that you are the true and sole inventor of this invention.

GWANG WHA MOON POST OFFICE- CONTENTS CERTIFIED MAIL CERTIFICATE NO. 07026739, 2006-12-01 As explained above, I enclose herewith these documents. Please sign and date the marked portions and return them to us via courier, registered mail or whatever is convenient for you. Any costs to be incurred in this connection are surely responsible to our side. Please send us any receipts for payment in return.

Return Address: Hungkuk Life Insurance Building, 9F, 226 Sinmunno 1-ga, Jongno-gu, Seoul 110-786, Korea

Title of Invention: ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA

-Contact Person: Attorney Joo-Young Kim /

Attorney Jee Hong YOON

-Telephone: 02-2122-3561 / 02-2122-3515

-E-mail: jykim1@ip.kimchang.com

Attorney Jee Hong YOON (seal)

Enclosure(s)

HYUNDAI SYSCOMM

社外秘

				직무	발명	신	卫人	ĺ	신고	일 : 2002년	<u>크 11월 30일</u>	
	····	업무코드		승인권자	원				업무코드		승인권자	
.	결	주발영자	검토	팀장	장	검토	법	결	기인/	검토	송인	
발 명	재	4.		2/2	관 리		제 목	재	9/1/	YASA	T.	
	직위/성명	사원/박정희	1	차장/정성현	<u> </u>	1	허부	직위/성명	word	PC 200-83	, ,	
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	보존년합		0, 1,2.3.5.10,	영구				보존년한	1.3.5, 10. 열 구	보안동급	1,2,3 대회비	
사내 직무발명보상기준에 의거하여 출원/등록을 의뢰하며,국내/외												
Į.	발명의	의 명칭	HAMS-5 s	witched R	outer 간에	I ENLA,	IFCA醫	통한 IP F	Packet ?	전송 시험	기능	
발	발명	의 개요	정상 ^조 2. 시스템 3. 시스템	1. HAMS-5 switched router를 통한 ENLA, IFCA간 데이터 전송,수신 기능이 정상적으로 수행되는지의 기능. 2. 시스템간 IFCA-ENLA <-> ENLA-IFCA 연결시 IP Packet 전송기능. 3. 시스템간 ENLA-IFCA-SOLA <-> SOLA-IFCA-ENLA 연결시 IP Packet 전송기능.								
명 자	관련PF	ROJECT명	HAMS-5 s	witched r	outer 개별	!						
7	실시	상 황	□ 착상	■ 섩계	완료 [] 시험(중,완료)	□ 사	업화(준비	비중,실시	중)	
기 재 사 항	1	명의 상황	ł		표 예정인)00년 5	경우 발			본문등	[] 旣발 기입 요명		
	선행	最大は	국 내 외 국									
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부	출	□ 개별=			PCT출원	0	사무소 지	다체 국내출	원 12	특허팀검토	후 국내출원	
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항	!	순위		8순위	·· <u>········</u>	ᅴ의					• *	
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	< 발명 원	명가내용 >										
	구 분	내 용	평가점수									
		단순 조합 기술임	□ 1점									
	기 술 성	약간 높은 수준을 요하는 기술임	⑦ 3점									
		고도의 수준을 요하는 기술임	□ 5점									
		이론상 실현은 가능하나, 실험계획은 없슴	□ 1점									
		테스트 하려면 관련기술의 발전이 요구됨	□ 2점									
	실현가능성	테스트중이거나 예정임	□ 3점									
		양호한 테스트 결과 얼음(자료첨부 가능)	D 5점									
		현재 사업화 준비중 또는 실시중임	① 7점									
발	효과	개선된 효과의 수준은?	□ 3점 12 2점 □ 1점									
명	ਰ 114	(공정 단순화, Yield, Cost 등의 측면)										
실		기술공개로 타사 권리확보률 방어하는 수준임	□ 1점									
장	발명중요도	양산에 적용(예정) 가능한 발명임	12 3점									
וכ		반드시 필요한 독점 기술임	□ 5점									
재		평가결과	(/ 🗸) 점									
사 항	주)※상기	l 발명 평가표는 반드시 실장이 직접 기재하시기 바랍!	-1다.									
	# "실현가능성"라에서 5점.7점에 해당된 발명은 증빙 자료가 반드시 필요 합니다.											
	ж 평가를 완료하신후 평가결과를 기입 바랍니다.											
	< 외국출원 평가내용 >											
	발명의	* 적용제품:	≠복수제품에 적용되는 경우 전부									
	적용제품	*관련기술:	기재하시기 바라며, 향후 적용									
	현 황	*적용시기:	제품경우 예상시정을 기재요망									
		D 절대 필요	출원희망국가									
		D 국내출원후 1년간 관망	1순위									
		□ 필요 없음	2순위									
		□ 개별국출원, □ EPO출원, □ PCT출원	3순위									
		<u>기술적측면</u>	4순위									
			5순위									
	평가내용	·	6순위									
			7순위									
		2717.60	8순위 명기자									
		<u>경제적측면</u>	평가자 성명:									
			직위:									
			서명:									

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			(한글) 박 정희	(Soft Ware) 개발 Group (네트	트웍 개발)실
	발 명 자	성명	(한문) 朴 正禧	직위 사원 사번 H26771	TEL (8040)
	1		(영문) Park Jung Hee	주민등록No	
		E-mail	mlrine@hysyscomm.com 주소 (44	i7-701) 경기도 이천시 부발읍 아미리 산 136-1	서 영
	нь		(한글)	() 개발 Group ()실
	발 명 자	성명	(한문)	직위 . 사번	TEL ()
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인 적	명 자	성명	(한문)	직위 사번	TEL ()
사 항	3		(영문)	주민등록No -	
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	발		(한글)	() 개발 Group ()실
	명자	성명	(한문)	직위 사번	TEL ()
	4		(영문)	주민동륙No -	
		E-mail	주소 (-)	서 명
	발		(한굴)	() 개발 Group (')실
	발 명 자 5	성명	(한문)	직위 사번	TEL ()
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	발 명 자	성영	(한문)	직위 사번	TEL ()
	6		(영문)	주민등록No -	
		E-mail	주소 (-)	서명

^{㈜1.}주소는 상세히 기재하시고, E-mail은 반드시 *회사계정*으로 기재하시기 바람.

^{2.}영문기재시 Fullname을 기재하시기 바람.

Note

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eam	Approval		Primary Inventor		Reviewer	Approv	ed by	On-the-job Maintenance	Ħ	Reviewer	` _	圓	Approval	Drafter	Reviewer	Approved by
Invention Team	•	·	Signed			Sign	ied	ainte	Tes			Patent Team	₹	signed	signed	signed
venti	Positio Nam		SW/Jung H PARK	lee		CJ/JEO	NG,	ΣE]	1		aten	Position / Name	SW/LEE, Chun Mi	DL/YOON, Hyoung Jin	
In	Dat	ie	Nov.27			Nov.	30		Cont	trol No.	<u></u>	الط	Date			
	Years Stora		0,	1, 2,	3, 5, 10, Perm	nanent							Years in Storage	1, 3, 5, 10, P	Security Rating	1, 2, 3, Confidential
Unde	**************************************		s of the en	nploy	ee's inventio	n compe	nsation	n policy	y, I r	equest to p	roce	ed wit	th the filing/r	egistration of		
its ri	Under the provisions of the employee's invention compensation policy, I request to proceed with the filing/registration of my invention and to assign its rights for domestic and international registrations.															
	Title of the Invention Function to test IP packet transmission between HAMS-5 switched routers by means of ENLA and IFCA															
0.L		nmary (Inventic	of the	The present invention provides the following functions: 1. To test if data transmission/reception functions of ENLA and IFCA are normally operated between HAMS-5 switched routers; 2. To transmit IP packets when IFCA-ENLA and ENLA-IFCA links are set up between systems; and, 3. To transmit IP packets when ENLA-IFCA-SOLA and SOLA-IFCA-ENLA links are set up between systems.												
nvent	1	e(s) of F Project	Related		Development of HAMS-5 switched router											
by I	Status of the Embodiment			☐ Conception												
Statement by Inventor	Publication Status of the Invention			 ☑ Unpublished ☐ Expected to be Published ※ ☐ Published Earlier ※ ※ If checked, please specify the (scheduled) date of publication and related dissertations. [(Scheduled) Date of Publication: Related dissertations:] 												
tat		D			Korean											
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Statement by Patent Team	No	reau Fi	iiiug		Request for Examination		□Yes	⊠ No	,	i .	rategic Patent Project for the Invention		_	23		
tent					☐ Ye	s 🗆] No				Filir	ng Rai	ting		В	
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	< Evaluation of the Invention>										
	Category	Contents		Eva	luation Grade						
		Simple technology			□ 1 point						
	Technology	Slightly higher technology		☑ 3 point							
		Advanced technology		☐ 5 point							
		Theoretically possible to implement, but has no plan for testing		□ 1 point							
	Possible	Developments in related technologies are required first for testing	3		☐ 2 point						
	Implementation	Currently testing or planning to test		☐ 3 point							
		Tested and obtained satisfactory results (Attach Documents)			☐ 5 point						
		Preparing or currently implementing into one's business			☑ 7 point						
	Effects	What is the level of improvement? (Simplification of processes, yield, cost etc.)		□ 3	☑ 2 ☐ 1 point						
аш		Defending the rights in disclosing the technology		□ 1 point							
Te l	Importance	Adaptable (or scheduled) for mass production			図 3 point						
ţi		Absolutely necessary to obtain exclusive technology		☐ 5 point							
ıven		Evaluation Result ention Evaluation form must be filled out by the manager of the inv			(15)Point						
Statement by Manager of Invention Team	Impleme * The Eva	e is necessary for those inventions that are rated 5 or 7 points in the entation." luation Result should be filled in only after completing the Evaluat or Foreign Filing>		101 FOSS	ionity for						
by	Status of	* Applied Product:	* For	cases applied to multiple							
nen	products to which the	* Related Technology:		ucts, list all product names. future cases to be applied,							
tater	invention was applied	* Applied Period:		the estimated period.							
<u>(</u> 22)			Designation of Countries								
		Absolutely necessary	1st F	Priority							
		☐ Observe for a year after filing domestically ☐ Not necessary	2nd l	Priority							
		•	3rd I	Priority							
		☐ Direct National Filing ☐ EPO Filing ☐ PCT Filing	4th I	Priority							
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	10		(Korean) 박 정 회			(S/W)E	Development (Group (Net	work) Team	
	Primary Inventor	Name	(Chinese) 朴 正 禧			Position SW Employee ID No.			H26771	Tel (8040)	
			(English) Park Jung He	e	R	lesidenc	e ID	74	40320-1222	2320	
	Prin	E-mail	mirine@hysyscomm.com	Add	ress		6-1, Ami- ggi-do 46	ri, Bubal-eub, Ic 7-701	heon-si,	Signature	signed
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Inventor Information	Joint Inventor		(Chinese)	,	Posi	tion		Employee ID No.		Tel ()
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 The full address and e-mail address are required.
 Write the full name in English. Note:

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발명의 명세서

1. 발명의 명칭

발명의 실질적 내용에 대해 가장 적절히 표현할수 있는 영칭을 간결하고 명확하게 기재하되 약자는 가급적 피해주시기 바람.

HAMS-5 switched router의 IFCA(Ip Forwarding Control Board Assembly)-ENLA(Ethernet Link Board Assembly) <-> ENLAEthernet Link Board Assembly)-IFCA(Ip Forwarding Control Board Assembly) 를 통한 IFCA의 ROUTE기능과 ENLA의 Enternet switching기능에 의한 IP 서비스

2. 발명의 상세한 설명

1)산업상의 이용분야

발명이 무엇에 관한 것이며,어느 기술분야에 적용되는지를 기재하고,타 기술 분야에서도 활용이 가능하면 그 기술분야도 기재하시기 바람.

- 1. 위 발명은 IP 서비스 기능을 이용한 HAMS-5간의 각 node들 간에 Enternet 서비스를 수행.
- 2. HAMS-5기능들중에 Ethernet서비스를 할 수 있도록 Router사이에 Ethernet관련 서비스에 적용된다.
- 3. Router끼리 Ethernet으로 Path를 설정하지 않고 Atm으로 Path를 연결하여 보다 빠르고 다양한 서비스 제공이 가능하다.

2)종래기술의 설명 및 그 문제점

- *본 발명이 속하는 기술분야에서 본 발명과 연관되는 종래기술이 어떻게 실시되는지 기술적 구성이나 개요를 비교적 상세히 설명하고,그 문제를 기재하기 바람.
- *본 발명과 관련된 참고문헌이나 특허공보가 있으면 문헌명이나 공보번호醫 기재하고.·그 자료를 본 명세서에 첨부하시기 바람.

종래의 기술은 ENLA 자체, 또는 IFCA 자체에 대해 기능 시험을 하는 단계였다. 자체 기능도 되지 않는 상황이었고 이와 같은 경우에 ENLA 자체내부 디바이스.

IFCA 내부 디바이스에 대한 검증만 수행한다.

이로 인해 ENLA, IFCA간에 연결되는 경로는 검증하지 못하는 제한이 있다. 그리고 실질적인 Ethernet 서비스 기능을 시험하지 못하는 제약이 있다.

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3)종래 문제점을 해결하기 위한 본 발명의 기술적 원리

*본 발명에서 상기와 같은 기술적 문제점을 어떻게 해결하고 있는지 그 해결책의 요지만율 기재하고, 그 상세한 설명은 다음항에 기재하기 바람.

*어떤 효과률 지닌 어떤기술을 사용하여 어떤 문제점을 <u>해결하였다는 등</u>

- 1. 종래의 기술적 문제를 해결하기 위해 ENLA, IFCA간의 Atm Path 시험 경로를 구성.
- 2. IFCA. SOLA간의 Atm Path 시험 경로 구성.
- 3. MP(Main Processor)에서 네트웍에 대한 정보를 섩정하여 IFCA에게 네트웍 정보를 섩정.
- 4. ENLA에서 관리 하는 각 Node듈의 Mac_Address를 Table로 유지하여 Mac_Switching 기능이 되도록 설정.
- 5. IFCA에서는 ENLA, SOLA와 Atm-Path 연결 설정을 수행하고 네트워 정보를 구성.
- 6. IFCA 의 Default Routing table을 Sola로 정하여 ATM Path를 통하여 다른 Router로 데이타를 보낼수 있도록 한다.

이를 통해 ENLA-IFCA-SOLA <-> SOLA-IFCA-ENLA 에 이르는 경로에 대한 데이터 전송 기능 수행을 수행한다.

4)본 발명의 구성 및 그 전반적인 동작설명

*본 발명은 본 발명이 속하는 기술분야 또는 연관된 기술분야에 중사하는 기술자라면 누구라도 실시할수 있을 정도로 상세하고도 정확한 표현으로 기재하시기 바람.

- IFCA(Ip Forwarding Control Board Assembly)
 - 1.1 메인 프로세서(MP)에서 Router간에 Routing정보를 주고 받을 수 있는 Path를 ENLA 가상의 네크웍 정보롭 IFCA에 설정.
 - 1.2 ENLA Port에 연결되는 각 Node 둘의 GateWay 월 설정.
 - 1.3 IFCA가 네트웍 정보를 받아 IP Routing할수 있는 서비스 준비를 하고 ENLA Port에 연결되는 각 Node들의 GateWay를 설정한다.
- 2. ENLA(Ethernet Link Board Assembly)
 - 2.1 ENLA에서는 각 node들로부터 전달되는 Source Mac_Address를 table로 관리한다.
 - 2.2 ENLA에서 관리하는 Mac_Address table은 timer를 두고 들어 오지 않는 node에 대해서는 Table에서 삭제한다.
 - 2.3 ENLA에서는 IFCA가 보내주는 Packet의 Destination Mac_Address를 보고 어느 Port로 보낼지 판단하여 해당 Mac_Address가 등록된 Port로 Packet을 보낸다.
- 3. 기본적인 동작 예.

IFCA. ENLA의 기본적인 setting이 끝났을때

- 3.1 어느 Node에서 다른 Router의 다른 network를 가진 Node와 통신하고자 한다.
- 3.2 처음에 Node에서 연결하고자 하는 Node에게 Packet을 던진다.
- 3.3 이 Packet은 Enla를 타고 Atm-Switch를 타고 IFCA로 들어 간다.
- 3.4 IFCA는 가지고 있는 Routing table을 참조 하여 어디로 보낼지를 결정한다.
- 3.5 IFCA가 다시 ENLA로 보낸 Packet은 다른쪽 Router의 ENLA로 들어 간다.
- 3.6 Atm-Switch屬 거쳐 다시 IFCA로 Packet이 전달되고 IFCA에서는 어디로 보낼지 결정한다.
- 3.7 Packet은 IFCA에서 ENLA로 보내게 된다.
- 3.8 ENLA에는 Packet에 있는 destination mac_address물 보고 Mac_Address Table에서. 해당 mac_address뮬 검색한다.
- 3.9 찾은 mac_address에 해당하는 Port로 Packet율 보내게 된다.

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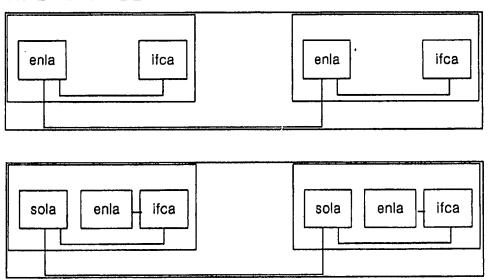
4) 항에서 계속

- 4. Router 간에 Atm Path를 통한 Ethernet 서비스.
 - 4.1 LAN Cable을 이용하여 ENLA끼리 연결하는 것이 아니다.
 - 4.2 IFCA에서 Atm Path를 Sola와 연결하여 Router간에는 Sola와 Sola로 Atm Path로 연결을 하게된다.
 - 4.3 ENLA-IFCA-SOLA <-> SOLA-IFCA-ENLA
 - 4.4 초기 보드들이 Setup이 이루어 질때 ENLA, IFCA, SOLA사이의 Atm Path는 default로 잡히게 설정.
- 5. Router간에 Lan-cable연결과 Sola를 통한 Atm Path의 차이.
 - 5.1 Sola를 통한 Atm Path가 Lan-cable을 통한 연결보다 속도가 빠르다.
 - 5.2 5.3에서 나타낸것을 보면 별차이는 없어 보인다. 하지만 ENLA를 거치지 않고 직접 SOLA를 거쳐 IFCA로 가면 중간에 delay를 줄일 수 있다.
 - 5.3
- 5.2.1 Lan-cable을 통한 연결에서 Node상의 경로.
 Node<->ENLA<->IFCA<->ENLA<->ENLA<->IFCA<->ENLA<->IFCA<->ENLA<->IFCA<->IFCA<->ENLA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->IFCA<->
- 5.2.2 Atm Path를 용한 연결에서 Node상의 경로.
 Node<->ENLA<->IFCA<->SOLA<->IFCA<->Node
- R
 - 6.1 ENLA에서 4Port를 하나의 네트웍으로 구성할 수 있다.
 - 6.2 ENLA에서 2Port씩 두개의 서브 네트웍으로 구성할 수 있다.

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- 5)본 발명의 다른 실시예
- 4)항에 기재된 본 발명의 주요 실시예 이외에 다른 실시예가 있으면 도면을 도시하고, 그 내용을 실시할 수 있을 정도로 구체화 하여 기재.
- 1. Router간에 Lan cable을 사용하지 않고 Atm Path를 통한 연결을 설정한다. 이렇게 하면 좀 더 속도면에서 향상시킬수 있다.
- 2. Router간 Atm-Path 연결.



6)본 발명의 효과

본 발명과 종래기술과의 구성 및 동작의 차이에서 오는 효과를 구체적으로 기재하고,부수적으로 발생되는 이점도 기재하나,단 기술적인 근거가 없는 막연한 경제적 효과 등은 기재 불필요.

- 1.1 ENLA는 Mac_Switching관련 기능을 수행함으로 기능의 구분및 차후 기능추가의 용이.
- 1.2 IFCA는 Routing관련 기능을 수행함으로 기능의 구분및 차후 기능추가의 용이.
- 1.3 SOLA를 통한 Atm-Path의 연결에 의한 Atm Switched Router간의 Lan-cable연결에 비해 빠른 전송서보시를 제공할수 있다.

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3.발명의 권리보호 범위

본 항은 발명의 명세서에 기재된 내용중 권리로서 보호 받고자 하는 사항을 기재하되, 본 발명에 의해 새롭게 창작된 구성 혹은 기능만을 기재함,특히,그중 보호를 받아야할 부분 이나, 또 다른 실시예가 있는 경우 이를 다른 항으로 명확하고,간결하게 기재하시기 바람.

- 1. ENLA, SWITCH, IFCA, SOLA 간 데이터 전송물 위한 경로 설정 및 경로 설정 해제 기능
- 2. 운용자가 원하는 네트웍정보를 입력 받아 라인카드 초기 Setup시 네트웍정보를 받아 네트웍을 구성하는 기능.
- 3. 네트웍 구성시 서브네트웍을 1개 또는 2개로 구성핥수 있는 기능.
- 4. 같은 서브네트웍인 경우 IFCA까지 가지 않고 바로 Mac_Switching할수 있는 기능.

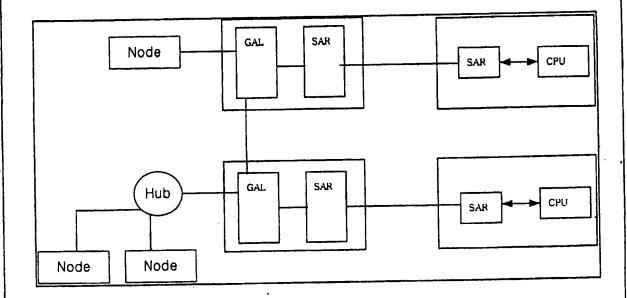
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4. 도면의 간단한 설명

- ※도면의 도시된 내용에 따라 발명자가 의도했던 내용이 변할수 있으므로 본 발명서에 필요한 도면을 정확하게 표시하여,명세서 뒤에 반드시 첨부하시기 바람.
- ※ ①전자전기회로 관련 출원은 회로도, 블록도, FLOW CHART, 특성그래프 등이 첨부되어야함.
 - ②기계관련 출원은 전체 구조도,상세 구조도,투시도 등이 첨부되어야 하며.
- ③공정관련 출원은 전체공정 계통도와 상세공정도 및 특성그래프 등이 첨부되어야 함.
- ※본 항에 예를들에 "제1도는 XXX 회로도,제2도는 ...소자의 단면도…,"와 같이 기재바람.
- ※도면의 필요한 부분에 대해서는 그 명칭을 본 항 하단부 아래에 기재하시기 바람. (<예>1:제어부 2:감지부)
- 1. 밅에 있는 도식은 Router간에 ENLA 보드사이에 Lan cable을 이용하여 Router를 연결하여 운용.
- 2.
- Node -> Galileo -> SAR(ENLA) -> SAR(IFCA) -> CPU(IFCA) ->
 - <- Galileo <- CPU(ENLA) <- SAR(ENLA) <- SAR(IFCA) <-
 - -> Galileo -> SAR(ENLA) -> SAR(IFCA) -> CPU(IFCA) ->
- Node <- Hub <- Galileo <- CPU(ENLA) <- SAR(ENLA) <- SAR(IFCA) <-



Case No.: 05-500-B

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that: My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA

the specification of which is attached hereto unless the following space is checked:

was filed on July 11, 2006 as United States Application Serial Number 10/585,586.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 (including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application).

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

Number Country Day/Month/Year Filed
1. PCT/KR2005/000133 PCT 14 January 2005
2. 10-2004-0002981 Korea 15 January 2004

I hereby appoint the practitioners associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and I direct that all correspondence be addressed to that Customer Number.

Customer Number: 020306	
Principal attorney or agent:	Robert J. Irvine, III
Telephone number: 312-913-0001	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

application or any patent issued thereon.	e statements may jeopardize the validity	0
Full name of first inventor: Jung Hee PARK		
Inventor's signature:	Date:	

Residence: San 136-1, Ami-ri, Bubal-eub Icheon-si, Gyeonggi-do 467-860, Republic of Korea
Citizenship: Republic of Korea

Post Office Address: San 136-1, Ami-ri, Bubal-eub Icheon-si, Gyeonggi-do 467-860, Republic of Korea





Filing Date: July 11, 2006

ASSIGNMENT

Serial No.: 10/585,586 Case No.: 05-500-B

Inventor: Jung Hee PARK

Date of Execution of Application:

In consideration of One Dollar (\$1.00) and other good and valuable considerations in hand paid, the receipt and sufficiency whereof are hereby acknowledged, the undersigned hereby assigns to:

UTSTARCOM KOREA LIMITED

its successors and assigns, the entire right, title and interest in the invention or improvements of the undersigned disclosed in an application for Letters Patent of the United States, entitled:

ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA

and identified as:

Case No. 05-500-B

in the offices of MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP and in said application and any and all other applications, both United States and foreign, which the undersigned may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent of the United States and foreign countries, which may be obtained on any of said applications, and in any reissue or extension of such patents, and further assigns to said assignee the priority right provided by the International Convention.

The undersigned hereby authorizes and requests the Commissioner of Patents and Trademarks to issue said Letters Patent to said assignee.

The undersigned hereby authorizes and requests the attorneys of record in said application to insert in this assignment the filing date and serial number of said application when officially known, and the date of execution of the application.

The undersigned warrants himself to be the owner of the entire right, title and interest in said invention or improvements and to have the right to make this assignment, and further warrants that there are no outstanding prior assignments, licenses, or other encumbrances on the interest herein assigned.

For said considerations the undersigned hereby agrees, upon the request and at the expense of said assignee, its successors and assigns, to execute any and all divisional, continuation and substitute applications for said invention or improvements, and any necessary oath, affidavit or declaration relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application, and any and all applications and other documents for Letters Patent in foreign countries on said invention or improvements, that said assignee, its successors or assigns may deem necessary or expedient, and for the said considerations the undersigned authorizes said assignee to apply for patents for said invention or improvements in its own name in such countries where such procedure is proper and further agrees, upon the request of said assignee, its successors and assigns, to cooperate to the best of the



ability of the undersigned with said assignee, its successors and assigns, in any proceedings or transactions involving such applications or patents, including the preparation and execution of preliminary statements, giving and producing evidence, and performing any and all other acts necessary to obtain, maintain and enforce said Letters Patent, both United States and foreign, and vest all rights therein hereby conveyed in the assignee, its successors and assigns, whereby said Letters Patent will be held and enjoyed by the said assignee, its successors and assigns, to the full end of the term for which said Letters Patent will be granted, as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment had not been made.

WITNESS my hand and seal this	day of
	Jung Hee PARK
State of	
County of	
The foregoing instrument was acl	knowledged before me this day of
, by	
	NOTADY DIDI IC

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- (71) Applicant (for all designated States except US): UTSTAR-COM KOREA LIMITED [KR/KR]; San 136-1, Ami-ri, Bubal-eub Icheon-si, Kyongki-do467-701 (KR).
- (72) Inventor; and
- (75) Inventor/Applicant (for US only): PARK, Jung Hee [KR/KR]; San 136-1, Ami-ri, Bubal-eub Icheon-si, Gyeonggi-do467-860 (KR).
- (74) Agent: YOON, Jee Hong; Hannuri Bldg. 219 Naejadong, Chongno-gu, Seoul 110-053 (KR).

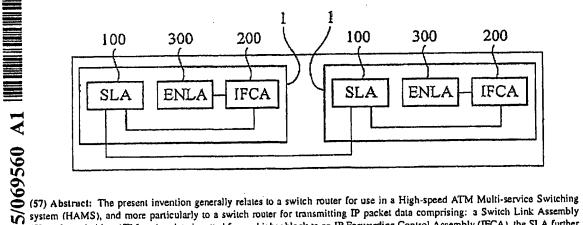
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For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

(54) Title: ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA



system (HAMS), and more particularly to a switch router for transmitting IP packet data comprising: a Switch Link Assembly (SLA) for switching ATM packet data inputted from a higher block to an IP Forwarding Control Assembly (IFCA), the SLA further being operative to switch the ATM packet data inputted from the IFCA to the higher block; an IFCA for routing the ATM packet data inputted from the SLA to an EtherNet Link board Assembly (ENLA), the IFCA further being operative to route the ATM packet data inputted from the ENLA to the SLA; and an ENLA for converting the ATM packet data routed from the IFCA to an Ethernet data and transmitting the Ethernet data to the higher block, the ENLA further being operative to convert the Ethernet data inputted from the higher block to a local ATM packet data and output the local ATM packet data to the IFCA.

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ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA

TECHNICAL FIELD

The present invention generally relates to a switch router for use in a High-speed ATM Multi-service Switching system (HAMS), and more particularly to a switch router for use in HAMS, wherein the constituents of the switch router are connected through ATM paths and the transmission of IP packet data is enabled.

BACKGROUND ART

Fig. 1 is a functional block diagram showing the configuration of the conventional switch router for use in the HAMS. Referring to Fig. 1, the conventional switch router comprises EtherNet Link board Assembly (ENLA) 1 and IP Forwarding Control Assembly (IFCA) 2. However, the technical level of the conventional switch router remained at the stage of merely testing the functions of ENLA 1 and IFCA 2. In addition, ENLA 1 and IFCA 2 failed to function completely and in such case, only the devices within ENLA 1 and IFCA 2 could be verified.

This limited the verification of the path between ENLA 1 and IFCA 2. Thus, the testing of the substantial Ethernet service function was restricted.

Fig. 2 is a functional block diagram showing the detailed configuration of the conventional switch router for use in HAMS. Referring to Fig. 2, the conventional switch router comprises ENLA 1 for switching Ethernet data and IFCA 2 for routing. ENLA 1 comprises switching hub 11 and Segmentation and Reassembly device (SAR) 12, while IFCA 2 comprises SAR 21 and CPU 22. In this switch router, LAN cable is utilized to couple the constituents.

As shown in Fig. 2, the Ethernet data is inputted to switching hub 11 in ENLA 1 via the node. It is then transmitted to SAR 21 in IFCA 2 via SAR 12. The Ethernet data is then routed by CPU 22 in IFCA 2 and transmitted back to SAR 12 in ENLA 1 by SAR 21.

Then, the Ethernet data is transmitted to the other switching hub 11 in the other ENLA 1 through SAR 12 and switching hub 11 in ENLA 1. The Ethernet data is then transmitted to the other CPU 22 via the other SAR 21 in the other IFCA 2. Meanwhile, regarding the communication within ENLA 1, ENLA 1 is capable of converting the Ethernet data into a local Asynchronous Transfer Mode (ATM) packet data.

The Ethernet data is then routed by the other CPU 22 in the other IFCA 2

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and transmitted back to the other SAR 12 in the other ENLA 1 via the other SAR 21. The other SAR 12 in the other ENLA 1 then transmits the inputted Ethernet data to the node coupled to the other switching hub 11.

However, in the conventional switch router, the communication is established by transmitting and receiving Ethernet data only. Therefore, the communication speed should be low and the communication with ATM equipment is impossible.

DISCLOSURE OF THE INVENTION

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Therefore, the object of the present invention is to solve the above problems. In particular, the object of the present invention is to provide a switch router for use in HAMS, which couples the constituents through ATM paths and enables the transmission of IP packet data. This provides a faster communication service compared to the conventional switch router.

In order to achieve the above objects, the present invention provides a switch router for transmitting IP packet data comprising:

an IFCA for routing the ATM packet data inputted from the SLA to an EtherNet Link board Assembly (ENLA), the IFCA further being operative to route the ATM packet data inputted from the ENLA to the SLA; and

an ENLA for converting the ATM packet data routed from the IFCA to an Ethernet data and transmitting the Ethernet data to the higher block, the ENLA further being operative to convert the Ethernet data inputted from the higher block to a local ATM packet data and outputting the local ATM packet data to the IFCA.

Further, the present invention provides a switch router for transmitting IP packet data, wherein the SLA, the IFCA and the ENLA are connected by fiber optic cable for use in ATM communication.

BRIEF DESCRIPTION OF DRAWINGS

Fig. 1 is a functional block diagram showing the configuration of the conventional switch router for use in HAMS.

Fig. 2 is a functional block diagram showing the detailed configuration of the conventional switch router for use in HAMS.

Fig. 3 is a functional block diagram showing the detailed configuration of the switch router for use in HAMS, which enables the transmission of IP packet data, according to one embodiment of the present invention.

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BEST MODE FOR CARRYING OUT THE INVENTION

Hereinafter, a switch router according to one embodiment of the present invention will be described in detail with reference to the accompanying drawing.

Fig. 3 is a functional block diagram of the switch router for use in HAMS, which enables the transmission of IP packet data, according to one embodiment of the present invention. The switch router comprises Switch Link board Assembly (SLA) 100, IP Forwarding Control Assembly (IFCA) 200, and EtherNet Link board Assembly (ENLA) 300.

SLA 100 switches ATM packet data inputted from higher block 1 to IFCA 200. SLA 100 also switches the ATM packet data inputted from IFCA 200 to higher block 1.

IFCA 200 routes the ATM packet data inputted from SLA 100 to ENLA 300. IFCA 200 also routes the ATM packet data inputted from ENLA 300 to SLA 100.

ENLA 300 converts the ATM packet data routed from IFCA 200 to an Ethernet data and transmits the Ethernet data to higher block 1. ENLA 300 also converts the Ethernet data inputted from higher block 1 to a local ATM packet data and transmits the local ATM packet data to IFCA 200. Further, ENLA 300 manages the source MAC address, which is transferred form each higher block, as a table, and transmits the packet data to the packet's destination MAC address sent from IFCA 200.

The operations of the switch router for use in HAMS, which has the constitutions described above, will now be described with reference to Fig. 3.

The communication between some higher block (node) 1 and another higher block (node) 1 having network of another switch router will be described.

First, when the Ethernet data is inputted to ENLA 300 from higher block (node) 1, ENLA 300 converts the Ethernet data inputted from higher block (node) 1 to the local ATM packet data and transmits the local ATM packet data to IFCA 200. The ENLA 300 comprises a switching hub that may be connected to higher block (node) 1, a SAR that serves as a vocoder/devocoder, and a CPU that performs MAC switching. Therefore, the Ethernet data inputted from higher block (node) 1 is received by the switching hub, converted to the ATM packet data by the SAR, and then MAC switched to IFCA 200 by the CPU.

Then, IFCA 200 determines the head information of the ATM packet data inputted from ENLA 300 and transmits the ATM packet data to SLA 100. SLA 100 may be connected to a number of SLAs through a hub, and IFCA 200 determines the destination of the ATM packet data, which is outputted from SLA 100.

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SLA 100 then transmits the ATM packet data to the other SLA 100. When communicating with higher block (node) 1, which processes the ATM packet data, SLA 100 is connected through the other SLA 100.

The other SLA 100 then transmits the inputted ATM packet data to the other IFCA 200. Then, the other IFCA 200 determines the head information of the inputted ATM packet data and routes the ATM packet data to the other ENLA 300. Accordingly, the other ENLA 300 converts the inputted ATM packet data to the Ethernet data and MAC switches the Ethernet data to the other higher block (node) 1.

The switch router of the present invention, which enables the transmission of IP packet data, provides a faster communication service compared to the conventional switch router, where LAN cable is used for connection. Also, the invention implements the controls for Ethernet data and ATM packet data independently to thereby facilitate adding additional functions.

The present invention is described with reference to the preferred embodiment and the drawing, but the description is not intended to limit the present invention to the form disclosed herein. It should also be understood that a person skilled in the art is capable of using a variety of modifications and other embodiments equal to the present invention. Therefore, only the appended claims are intended to limit the present invention.

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INDUSTRIAL APPLICABILITY

The switch router of the present invention enables the transmission of IP packet data and provides a faster communication service compared to the conventional switch router, where LAN cable is used for connection. Also, the invention implements the controls for Ethernet data and ATM packet data independently to thereby facilitate adding additional functions.

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CLAIMS

- 1. A switch router for transmitting IP packet data, comprising:
- a Switch Link board Assembly (SLA) for switching an ATM packet data inputted from a higher block to an IP Forwarding Control Assembly (IFCA), the SLA further being operative to switch the ATM packet data inputted from the IFCA to the higher block;
- an IFCA for routing the ATM packet data inputted from the SLA to an

 EtherNet Link board Assembly (ENLA), the IFCA further being operative to route
 the ATM packet data inputted from the ENLA to the SLA; and
 - an ENLA for converting the ATM packet data routed from the IFCA to an Ethernet data and transmitting the Ethernet data to the higher block, the ENLA further being operative to convert the Ethernet data inputted from the higher block to a local ATM packet data and outputting the local ATM packet data to the IFCA.
 - 2. The switch router as claimed in claim 1, wherein the SLA, the IFCA and the ENLA are connected by fiber optic cable for use in ATM communication.

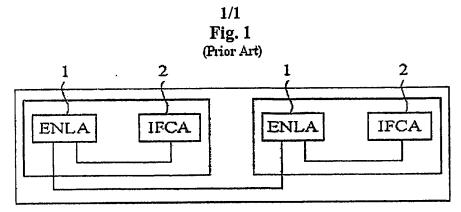


Fig. 2 (Prior Art)

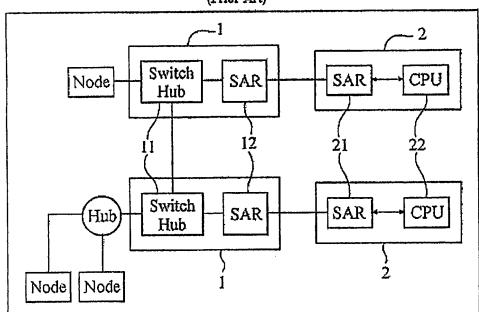


Fig. 3

100 300 200 100 300 200

SLA ENLA-IFCA SLA ENLA-IFCA

zjwlim (Ji-Won Lim)

보낸 사람:

Mail Delivery System [MAILER-DAEMON@mailex01.paran.com]

보낸 날짜:

2007년 2월 28일 수요일 오후 6:29

받는 사람:

zjwlim (Ji-Won Llm)

제목:

Delivery Status Notification (Failure)

첨부 파일:

ATT648221.txt; [박정희님] 김.장법률사무소입니다. (FE251546)

 \subseteq

ATT648221.txt [박정 (305 B) 률사무소

률사무소입니다. (The following message to <mirine0320@paran.com> was undeliverable.

The reason for the problem:

5.1.0 - Unknown address error 554-'Transaction failed. '

[Translation]

From: Mail Delivery System [MAILER-DAEMON@mailex01.paran.com]

Date: February 28, 2007 6:29 PM

To: zjwlim (Ji-Won Lim)

Subject: Delivery Status Notification (Failure)

Attachment(s): ATT648221.txt

[To. Mr. Jung Hee PARK] An announcement from Law offices of Kim &

Chang (FE251546)

The following message to <mirine0320@paran.com> was undeliverable. The reason for the problem: 5.1.0 – Unknown address error 554-'Transaction failed.'

EXHIBIT 5

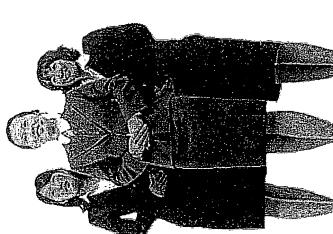




Korea Information Service

Assistance Service will care on as the better public secretary Seventy years of the directory

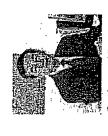




KOIS Company Info







KOIS CEO'S Message



KOIS Product Info

	•
🛞 Directory Assistance Service 👒 Priority Directory Assistance Service	🍇 Ad while Awaiting 🚓 Call Center Consulting
Directory Assistance Service	Ad while Awaiting

Call Center Consulting	♦ Process Application to Subscribe KT Product
4.waiting	
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क् Contrast Mumber DB Service

KOIS Invest Relation



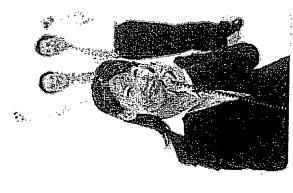


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Corea Information Service **Product**



Home / Product / nice114 / Service Info

Nice114

a Nice114 Info

Service Overview

The KT 114 phone number voice assistance service is provided through wired/wireless internet whereby phone numbers and map information can be obtained by entering business names, business categories, names of people, or the keyword of services, and is the nation's best regional portal internet service providing useful everyday life information.



첩화번호와 제도가 한눈에 MICETIA, CO, KR

- Website Address : www.nice114.co.kr

Service Types

Phone Number Precise Search

new data updated twice daily based on the nation's largest KT phone number DB.

precision and speed of the KT phone number DBI Phone

number search service.

nice priority information, business name information, business category information, life information numbers (080, 15xx, 700, public complaints, phone number changes) simultaneous one click! Integrated search service.

Treggaed Search and the

powerful nice 14 map search service

Precise Map



map search service providing 2D/3D maps together with shortest distance directory assistance.

various personal services provided such as schedule management, address book, memo pad, scrap book etc.

My smart service

Community Service

 only the essential information collected provision of a community area where members can directly post/obtain essential information arranged in themed categories.

A variety of everyday life information services

- zip code search & subway station search (connecting line information)
- weather information service, accommodation search & reservations
- various document forms & legal information, lost children search service
- other contents to be continuously gained and provided

[®] Close area search service (our neighborhood selection)

 service providing everyday life information for areas of interest by the user selecting a specific area

Service Inquiry

- :: Tel | 02-2235-0385
- " Make Inquiry (Direct to Inquiry)

200–16 Sungin2-Dong, Jongro-Gu, Seaul, 110–522, Korea copynight 2004 is kolsing fill bights reserved. Wedninster-Rekols.cok'n 📾



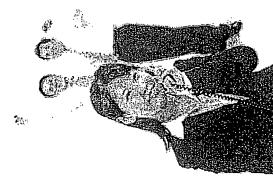


513 E-1:20





Korea Information Service **Product**



Home / Product / Direct Assistance / Basic Service

Directory Assistance Service

Basic Service

a Service Overview

A service which searches and provides phone numbers when customers dial '114' and request the phone number of a subscriber with a specific category or business name (or person's name).

How to use
 ■

" Standard Phone

" Public Pay Phone

Dial '114' or 'Area Code + 114'

After inserting 100 won, dial '114' or 'Area Code + 114'

Dial 'Area Code + 114' :: Cellular Phone & PCS

* For quick and precise directory assistance service, please state the correct business name (or person's name) and address (the location).

e Charges

Charges for Use

\120/number provided

Standard time

No call charges No call charges

Particulars

\140/number provided Premium time

weekdays: $09:00 \sim 18:00$, Saturday: $09:00 \sim 13:00$ " Standard time

weekdays: $00:00 \sim 09:00$, $18:00 \sim 24:00$ " Premium time

Saturdays: $00:00 \sim 09:00$, 13:00 $\sim 24:00$

Public Holidays: 00:00 ~ 24:00





TOWN SHIP

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EXHIBIT 6

zjwlim (Ji-Won Lim)

보낸 사람: zjwlim (Ji-Won Llm)

보낸 날짜: 2007년 5월 17일 목요일 오후 5:12

받는 사람: 'goinha@hanmail.net'; 'mirine0320@paran.com'

참조: jykim1 (Joo-Young Kim)

제목: [박정희님] 김.장법률사무소입니다. (FE251546)

점부 파일: FE251546-박정희-서명서류.pdf

수 신: 박정희님

경기도 이천시 부발읍 아미리 산 136-1 (우.467-860)

제 목: 미국 특허 출원 제 10/585,586 호

당소 정리 번호: FE251546

박정희 선생님,

여러차례 서신을 송부해드렸는데도 본건과 관련하여 아무런 의사표현이 없으셔서 다시 한번 연락드립니다.

귀하의 발명에 대해 특허를 받을 수 있는 권리는 유티스타콤에 있습니다. 유티스타콤은 귀하의 발명에 대해 해외 출원을 진행 중에 있습니다만, 유럽, 중국, 일본 등과는 달리 미국은 발명자의 서명 서류를 필요로 하고 있습니다. 이러한 서류의 제출은 발명자가 협조하지 않으면 불가능하게 되겠지만 이 경우에는 발명자가 협조하지 않는다는 것을 증명할 수 있는 관련 서류로 갈음함으로써 꼭 제출하지 않아도 무방합니다.

서명을 하고 안하고의 독실관계에 있어 특별한 사항은 없습니다. 다만 귀하께서는 이전소속 직장에서 소정의 보상을 받고 직무발명 양도서에 서명함으로써 특허層 받을 권리를 타인에게 넘겼기 때문에 특허를 받을 권리의 최종 승계자가 특허를 받을 수 있도록 신의 성실로 협조하여야할 의무가 있다고 추정할 수 있습니다. 또한가지 는 서명을 하겠다는 취지와 함께 서명과 관련된 시간 소비등에 대한 보상을 요구하는 경우 유티스타컴 미국 본 사에서 소정액(\$250;변화가 있을 수 있음)을 지급한다는 결정이 있었습니다.

상기 설명을 참조하시고 서명 협조에 대한 귀하의 의견을 본 메일에 회신으로 통지해주시기 바랍니다. 서명을 해주실 경우 첨부한 서명서류의 지정된 위치에 서명하여 당 사무소 착불로 택배/퀵서비스편으로 서류 원본을 보내주시기 바랍니다. 서명을 안하겠다고 하시는 경우에는 미국 특허청에 이 사실을 증거자료와 함께 제출하 도록 하겠습니다.

기타 궁금하신 사항은 아래 담당자에게 연락주시기 바랍니다.

김.장법룔사무소 변리사 김주영 (전화 02-2122-3561) 과장 임지원 (전화 02-2122-3838)

첨부물있음: 서명서류(발명자선언서 및 양도증)

ps. 사인한 원본서류 발송시, 아래 양식도 채워서 함께 보내주시기 바랍니다.

사례금 (Courtesy Disbursement)		
이昌 (Name)	박정희 (Jung Hee PARK)	
미국 특허 출원 번호 (U.S. Serial No.)	10/585,586	
사무소 관리 번호 (K&C Ref. MBHB Ref.)	FE251546/ 05-500-B	
본인명의은행정보 (Bank Info.) 거래은행 (Bank Name) 계좌번호 (Account No.)		
등기우편수령가능주소 (Address for Correspondence)		

전화번호 (Telephone No.)		
금액 (Amount)	US\$250	
자필서명 (Acceptance Signature)		
서명일자 (Date)		

Ji-Won Lim

zjwlim@ip.kimchang.com 직용: (02) 2122 3838

金·張 法律事務所

서울시 종로구 신문로 1가 226 홍국생명빌딩 9층 우편번호 110-786

전화: (02) 764-8855 / (02) 2122-3900 (대표)

팩스: (02) 741-0328 / (02) 745-5954 / (02) 763-7434

위 전자우편에 포함된 정보는 위에 기재된 수신인만을 위해 발송되는 것으로서 보안을 유지해야 하는 정보 및 법률상 또는 다른 사유로 인하여 공개가 금지된 정보가 들어 있을 수 있습니다. 귀하가 이 전자우편의 지정 수 신인이 아니면 이를 무단으로 보유, 전송, 배포할 수 없으며, 일부의 내용이라도 공개, 복사해서는 안됩니다. 그 러므로, 잘못 수신된 경우에는 즉시 전화 또는 전자우편 주소(all@ip.kimchang.com)로 연락하여 주시고, 원본 및 사본과 그에 따른 첨부 문서를 모두 삭제하여 주시기 바랍니다. [E-mail to the inventor Jung Hee PARK from K&C staff, Jiwon Lim]

From: zjwlim (Ji-Won Lim) Date: May 17, 2007 5:12 PM

To: goinha@hanmail.net; mirine0320@paran.com

Cc: jykim1 (Joo-Young Kim)

Subject: [To. Mr. Jung Hee PARK] An announcement from Law offices of Kim &

Chang (FE251546)

Attachment(s): FE251546-PJH -SIGNATURE DOCUMENTS. PDF

To: Mr. Jung Hee PARK

San 136-1, Ami-ri, Bubal-eub, Icheon-si, Gyeonggi-do 467-860, Republic of Korea

Re: U.S. Patent Application No. 10/585,586 (Our Ref. FE251546)

Dear Mr. Park,

This is a reminder with regard to the subject case.

As I explained several times before, the right to receive a patent was transferred to UTStarcom Korea Limited. With respect to this invention, a Korean patent application was filed and its counterpart foreign applications were filed by UTStarcom. Unlike other countries such as Europe, China, and Japan, the U.S. Patent law requires documents signed by the inventors. Therefore, if the inventor is uncooperative, the assignee cannot submit the required documents. However, the assignee can substitute the required documents with due diligence documents evidencing the inventor's noncooperation.

Signing of the documents we presented to you results in no loss or no gain to you. It is our understanding that you had assigned your right to your former employer company by signing on the Inventor's Declaration and Assignment. Thus, you are expected to duly cooperate with the right owner or its successor.

For your information, recently we were instructed to pay (currently USD 250) as courtesy disbursement for the inventors assistances in providing signatures.

Please consider the foregoing and let us know via return e-mail whether you wish to cooperate in this matter or not. If you decide to cooperate, please return the signed documents together with the below form. If not, we will incorporate your decision in a due diligence document, which will be filed with the U.S. Patent and Trademark Office.

If you have any other questions, please do not hesitate to contact me.

Law Offices of Kim & Chang Patent Attorney Joo-Young Kim (Tel. 02-2122-3561) Assistant Manager Jiwon Lim (Tel. 02-2122-3838)

ps. Please also provide us with your bank information and signature in the below form.

사 례 금		
(Courtesy Disbursement)		
이묨	박정희	
(Name)	(Jung Hee Park)	
미국 특허 출원 번호	10/505 500	
(U.S. Serial No.)	10/585,586	
사무소 관리 번호	PP051546/ 05 500 P	
(K&C Ref. MBHB Ref.)	FE251546/ 05-500-B	
본인명의은행정보 (Bank Info.)		
거래은행 (Bank Name)		
계좌번호 (Account No.)		
등기우편수령가능주소		
(Address for Correspondence)	·	
전화번호 (Telephone No.)		
금액 (Amount)	USD250	
자필서명 (Acceptance		
Signature)		
서명일자 (Date)		

Case No.: 05-500-B

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA

the specification of w	vhich is attached	l hereto unless	the following:	space is checked:
------------------------	-------------------	-----------------	----------------	-------------------

was filed on July 11, 2006 as United States Application Serial Number 10/585,586.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 (including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application).

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

	Number	Country	Day/Month/Year Filed
1.	PCT/KR2005/000133	PCT	14 January 2005
2.	10-2004-0002981	Korea	15 January 2004

I hereby appoint the practitioners associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and I direct that all correspondence be addressed to that Customer Number.

Customer Number: 020306	
Principal attorney or agent:	Robert J. Irvine, III
Telephone number: 312-913-0001	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inve	ntor: Jung Hee PARK	
Inventor's signature:		Date:
Residence:	San 136-1, Ami-ri, Bubal-eub Icheon-si,	Gyeonggi-do 467-860, Republic of Korea
Citizenship:	Republic of Korea	, , , , , , , , , , , , , , , , , , , ,
Post Office Address:	San 136-1, Ami-ri, Bubal-eub Icheon-si,	Gyeonggi-do 467-860, Republic of Korea

(All Control of the
ASSIGNMENT

Case No.: 05-500-B

Serial No.: 10/585,586

Inventor: Jung Hee PARK

Date of Execution of Application:

Filing Date: July 11, 2006

In consideration of One Dollar (\$1.00) and other good and valuable considerations in hand paid, the receipt and sufficiency whereof are hereby acknowledged, the undersigned hereby assigns to:

UTSTARCOM KOREA LIMITED

its successors and assigns, the entire right, title and interest in the invention or improvements of the undersigned disclosed in an application for Letters Patent of the United States, entitled:

ATM SWITCHED ROUTER FOR TRANSMITTING IP PACKET DATA

and identified as:

Case No. 05-500-B

in the offices of MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP and in said application and any and all other applications, both United States and foreign, which the undersigned may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent of the United States and foreign countries, which may be obtained on any of said applications, and in any reissue or extension of such patents, and further assigns to said assignee the priority right provided by the International Convention.

The undersigned hereby authorizes and requests the Commissioner of Patents and Trademarks to issue said Letters Patent to said assignee.

The undersigned hereby authorizes and requests the attorneys of record in said application to insert in this assignment the filing date and serial number of said application when officially known, and the date of execution of the application.

The undersigned warrants himself to be the owner of the entire right, title and interest in said invention or improvements and to have the right to make this assignment, and further warrants that there are no outstanding prior assignments, licenses, or other encumbrances on the interest herein assigned.

For said considerations the undersigned hereby agrees, upon the request and at the expense of said assignee, its successors and assigns, to execute any and all divisional, continuation and substitute applications for said invention or improvements, and any necessary oath, affidavit or declaration relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application, and any and all applications and other documents for Letters Patent in foreign countries on said invention or improvements, that said assignee, its successors or assigns may deem necessary or expedient, and for the said considerations the undersigned authorizes said assignee to apply for patents for said invention or improvements in its own name in such countries where such procedure is proper and further agrees, upon the request of said assignee, its successors and assigns, to cooperate to the best of the



ability of the undersigned with said assignee, its successors and assigns, in any proceedings or transactions involving such applications or patents, including the preparation and execution of preliminary statements, giving and producing evidence, and performing any and all other acts necessary to obtain, maintain and enforce said Letters Patent, both United States and foreign, and vest all rights therein hereby conveyed in the assignee, its successors and assigns, whereby said Letters Patent will be held and enjoyed by the said assignee, its successors and assigns, to the full end of the term for which said Letters Patent will be granted, as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment had not been made.

WITNESS my hand and seal this	day of
	Jung Hee PARK
State of	
County of	
The foregoing instrument was ack	nowledged before me this day of
, by	·
	NOTARY PUBLIC

zjwlim (Ji-Won Lim)

보낸 사람:

Mail Delivery System [MAILER-DAEMON@mailex03.paran.com]

보낸 날짜:

2007년 5월 17일 목요일 오후 5:33

받는 사람:

zjwlim (Ji-Won Lim)

제목:

Delivery Status Notification (Failure)

천부 파일:

ATT301889.txt; [박정희님] 김.장법률사무소입니다. (FE251546)





ATT301889.txt (414 B)

클사무소입니다. (The following message to <mirine0320@paran.com> was undeliverable.

The reason for the problem:

5.1.0 - Unknown address error 554-'Transaction failed.'

[Translation]

From: Mail Delivery System [MAILER-DAEMON@mailex01.paran.com]

Date: May 17, 2007 5:33 PM To: zjwlim (Ji-Won Lim)

Subject: Delivery Status Notification (Failure)

Attachment(s): ATT301889.txt

[To. Mr. Jung Hee PARK] An announcement from Law offices of Kim &

Chang (FE251546)

The following message to <mirine0320@paran.com> was undeliverable. The reason for the problem: 5.1.0 – Unknown address error 554-'Transaction failed.'